



~ Agenda ~

Regular Town Board Meeting of April 28, 2015 Southampton, New York

I. Call to Order

6:00 PM Meeting called to order on April 28, 2015 at Town Hall - Town Board Room, 116 Hampton Road, Southampton, NY.

Attendee Name	Present	Absent	Late	Arrived
Supervisor Anna Throne-Holst	
Councilman Bradley Bender	
Councilwoman Christine Preston Scalera	
Councilwoman Bridget Fleming	
Councilman Stan Glinka	

II. Minutes Approval

1. Regular Town Board Meeting April 14, 2015 1:00 PM
2. Hampton Bays Water District Commissioners Meeting April 16, 2015 10:00 AM

III. Communications

A. Public Notices

1. Suffolk County Department of Planning
Meeting Notice for Suffolk County Agricultural and Farmland Protection Board
April 29, 2015 at 7:00 p.m.
2. Suffolk County Department of Public Works
Revised Suffolk County Street Vending Law Handbook
3. Town of East Hampton
Notice of Public Hearing Chap 75, "Airport"
Notice of Public Hearings Revising "Community Preservation Project Plan"
Notice of Public Hearing Chap 255, "Zoning"
Notice of Public Hearing Chap 255-11-38, "Fences and Walls"
Notice of Public Hearing Chap 82-5, "Alcohol Restricted Beach Areas"
4. Village of Sag Harbor
Notice of Adoption, Local Law #5 of 2015, Chap 285 "Wetlands"
Notice of Adoption, Local Law #6 of 2015, Chap 300 "Zoning"

5. Financial Disclosure Statement Filings

D. Bambrick; J. Bouvier; D. Brathwaite; K. Cheeseman-Bak; J. Collins; K. Collins; A. D'Italia; J. Daly; J. Fitzgerald; T. Flanagan; T. Kiernan; E. Knight III; C. Mason; H. Miller; K. Myers; B. Nalepinski; H. Phillips; M. Sutton; M. Wilson; W. Wright

6. Letters / Petitions / Land Use Applications

Letters / e-mails regarding the following:

1. Canoe Place Chapel, Hampton Bays
2. Cromers Market / Noyac Road
3. Lyzon Hat Shop, Hampton Bays
4. The Hills at Southampton MUPDD
5. Tuckahoe Center

Planning Board Applications:

1. 1057 Sagg Road, Sagaponack

Village of Southampton Zoning Board of Appeals:

1. 31 Bailey Road, Southampton

B. Bid Openings**1. Bid Openings - April 15, 2015**

Installation of Bridgehampton Crosswalk:

1. Hinck Electrical Contractor, Inc. - \$89,993.00
2. Johnson Electrical Construction Corp. - \$105,570.00
3. KJB Industries, Inc. - \$149,941.00
4. Eldor Traffic Signal Contracting Corp. - \$74,734.00

RFP (BOA) Revitalization Plan Riverside:

(Unopened plans delivered to Office of Contracts Administration)

1. AKRF, Inc.
2. Nelson, Pope & Voorhis, LLC

Roof Repairs at Tiana Activity Center (2nd Notice):

1. Long Island Roofing - \$28,500.00
2. More Consulting Corp. - \$33,800.00
3. MDB Construction Corp. - \$32,000.00

Selective Removals and Deconstruction at Tiana Lifesaving Station:

1. Unitech Services Group Inc. - \$72,800.00
2. Lipsky Enterprises Inc. - \$63,400.00

IV. Public Hearings**1. Public Hearing to Authorize a Regulation Prohibiting Left Turns from Bay Avenue, Noyac**

Adjourned 3/24/2015 6:00 PM

Ū Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

2. Public Hearing to Authorize No Parking Regulations on a Portion of Bay Avenue, Noyac

Adjourned 3/24/2015 6:00 PM

Ū Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

3. Public Hearing Authorizing a Stop Sign on Cedar Lane, Noyac at its Intersection with Noyac Road

Adjourned 3/24/2015 6:00 PM

Ū Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

4. Public Hearing to Authorize Stop Signs at Two Cedar Lane, Noyac, Intersections

Ū Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

5. Public Hearing to Establish No Parking Regulations on the Noyac Road Access Lane at Cedar Lane, Noyac

Ū Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

6. Public Hearing for One Year Agricultural Agreement 2015/16

Ū Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

7. Public Hearing to Consider the Adoption of the 2015 CPF PILOT Plan

Ū Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

8. Public Hearing to Change the Zoning Classification of Certain Parcels Identified as SCTM No's 900-158-3-4, 5 and 6 from Highway Business (HB), to Shopping Center Business (SCB), and a Portion of a Fourth Parcel Identified as SCTM No. 900-158-3-19 which Adjoins the Northeasterly Side of Magee Street from Residential (R-20) to Shopping Center Business (SCB) in the Hamlet of Tuckahoe

Adjourned 3/4/2015 2:30 PM, 3/10/2015 6:00 PM, 3/24/2015 6:00 PM

Ū Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

9. Public Hearing on DEIS for the Zone Change Application Entitled "Tuckahoe Center", to Rezone Certain Properties from Highway Business (HB) and Residential Zoning Districts (R-20) to Shopping Center Business (SCB), Hamlet of Tuckahoe

Adjourned 2/3/2015 6:00 PM, 2/10/2015 1:00 PM, 3/4/2015 2:30 PM, 3/10/2015 6:00 PM, 3/24/2015 6:00 PM

Ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

V. Public Portion

VI. Town Board Resolutions

Town Board Resolution 2015-301

Category: Local Laws
Sponsors: Supervisor Anna Throne-Holst
Department: Community Preservation

Resolution of Adoption Amending Chapter 140 (Community Preservation Fund) of the Southampton Town Code to Update the Town of Southampton Community Preservation Project Plan

WHEREAS, the Town Board is considering amending Chapter 140 (Community Preservation Fund) of the Southampton Town Code to update the Town of Southampton Community Preservation Project Plan; and

WHEREAS, a public hearing was held on March 10, 2015, at which time all persons either for or against the amendment to Chapter 140 of the Town Code were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that this proposed local law is considered a "Type II Action" under NYCRR Part 617.5, provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code, and that no further review under New York Conservation Law, Article 8, is necessary; now therefore be it

RESOLVED, that Local Law No. _____ of 2015 is hereby adopted as follows:

LOCAL LAW NO. _____ OF 2015

A LOCAL LAW to amend Chapter 140 (Community Preservation Fund) of the Southampton Town Code to update the Town of Southampton Community Preservation Project Plan.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

Pursuant to Town Law §64-e(6), the Town Board of the Town of Southampton shall, by local law, adopt a Community Preservation Project Plan, which shall be updated as prescribed. This local law seeks to, as a ministerial act, update the Project Plan to reflect the current year, 2015.

As described in the state-enabling legislation, a copy shall be filed with the Commissioner of

Environmental Conservation, the Commissioner of Agriculture and Markets, and the Commissioner of the Office of Parks, Recreation and Historic Preservation. The Project Plan is available for public review and inspection in the Office of the Town Clerk, as well as the Community Preservation Office.

SECTION 2. Amendment.

Chapter 140 (Community Preservation Fund) of the Southampton Town Code is hereby amended by adding the underlined text as follows:

§140-26 Community Preservation Project Plan adopted.

The Town Board of the Town of Southampton hereby approves and adopts the "Town of Southampton Community Preservation Project Plan ~~1998-2001-2010~~ 2015" prepared by the Town of Southampton Community Preservation Department and Department of Geographic Information Systems, said plan being intended to constitute the Community Preservation Project Plan, which is required by §64-e of the New York State Town Law and Article I of Chapter 140, Community Preservation Fund, of the Southampton Town Code.

SECTION 3. Legislative Authority.

This amendment is enacted pursuant to §64-e of the New York State Town Law and §10(1)(i) of the Municipal Home Rule Law.

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provisions of this law shall be judged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof, other than the part or provision so adjudged to be invalid or unconstitutional.

SECTION 5. Effective date.

This Local Law shall take effect upon its filing with the Secretary of State, pursuant to Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish the following Notice of Adoption:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that, after a public hearing was held by the Town Board of the Town of Southampton on March 10, 2015, the Town Board, at their meeting of March 10, 2015, adopted LOCAL LAW No. _____ of 2015, as follows: "A LOCAL LAW to amend Chapter 140 (Community Preservation Fund) of the Southampton Town Code to update the Town of Southampton Community Preservation Project Plan.

Summary of Proposed Law

The Town Board of the Town of Southampton seeks to amend the Community Preservation Project Plan as provided for in Town Law §64-e(6) and Section 140-26 of Chapter 140 of the Southampton Town Code. No monies from the Community Preservation Fund may be expended for the acquisition of interests or rights in real property unless said properties are provided for in a plan adopted by the Town Board.

Copies of the proposed local law, sponsored by Supervisor Throne-Holst, as well as copies of the Community Preservation Project Plan, are available in the Office of the Town Clerk, Monday through Friday between the hours of 8:30 a.m. and 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

HISTORY:

03/10/15 Town Board

TABLED

Next: 04/28/15

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-301						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-379

Category: Local Laws
Sponsors: Councilman Stan Glinka
Department: Municipal Works

**Resolution of Adoption Amending Town Code Chapter 312 Prohibiting Left Turns
from Bay Avenue at its Intersection with Noyac Road, Noyac**

WHEREAS, the Town Board is considering amending Chapter 312 (Vehicles & Traffic) Section 72 to prohibit left turns from Bay Avenue onto Noyac Road, in the hamlet of Noyac; and,

WHEREAS, a public hearing was held on March 24, 2015 at 6:00 p.m. at Southampton Town Hall, 116 Hampton Road, Southampton New York, at which time any and all persons either for or against said enactment were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that the proposed amendment to Chapter 312 is a "Type II Action" under the provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code and that no further review under New York Environmental Conservation Law, Article 8, is necessary; now therefore be it

RESOLVED, that Local Law No. of 2015 is hereby adopted as follows:

LOCAL LAW NO. OF 2015

A LOCAL LAW amending Chapter 312-72:1 of the Code of the Town of Southampton to prohibit left turns from Bay Avenue, onto Noyac Road;

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

This regulation prohibits left turns from Bay Avenue onto Noyac Road. This restriction was recommended by L.K. McLean Engineering in the design plan for the roadway improvements along this corridor.

SECTION 2. Amendment.

Chapter 312-72:1 of the Southampton Town Code is hereby amended by deleting the stricken words and adding the underlined words as follows:

No left turns shall be permitted in the following location:

G. From Bay Avenue at its intersection with Noyac Road.

SECTION 3. Authority.

The Town Board may adopt local laws providing for traffic control pursuant to New York State Town Law Section 130 and New York State Vehicle and Traffic Law Section 1660.

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This local law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish the following Notice of Adoption:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that after a public hearing was held by the Town Board of the Town of Southampton on March 24, 2015 the Town Board at their meeting of March 24, 2015 adopted LOCAL LAW NO. _____ "'A LOCAL LAW prohibiting left turns from Bay Avenue at its intersection with Noyac Road.'"

Summary of Proposed Law

This legislation authorizes a prohibition on left turns from Bay Avenue onto Noyac Road as recommended by L.K. McLean Engineering.

Copies of the proposed local law, sponsored by Councilman Glinka are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD

TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

HISTORY:

03/24/15 Town Board

TABLED

Next: 04/28/15

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-379						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-380

Category: Local Laws
Sponsors: Councilman Stan Glinka
Department: Municipal Works

Resolution of Adoption Amending Town Code Chapter 312 Establishing No Parking Regulations on a Portion of Bay Avenue, Noyac

WHEREAS, the Town Board is considering amending Chapter 312 (Vehicles & Traffic) Section 5, to enact parking restrictions on a portion of Bay Avenue in the hamlet of Noyac; and

WHEREAS, a public hearing was held on March 24, 2015 at 6:00 p.m. at Southampton Town Hall, 116 Hampton Road, Southampton New York, at which time any and all persons either for or against said enactment were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that the proposed amendment to Chapter 312 is a "Type II Action" under the provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code and that no further review under New York Environmental Conservation Law, Article 8, is necessary; now therefore be it

RESOLVED, that Local Law No. of 2015 is hereby adopted as follows:

LOCAL LAW NO. Of 2015

A LOCAL LAW amending Chapter 312-5:23 of the Code of the Town of Southampton to prohibit parking on the east side of Bay Avenue for a distance of 100' in a northerly direction beginning at the west driveway of the parking lot between Bay Avenue and Cedar Lane.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

This restriction will prohibit parking on the east side of Bay Avenue adjacent to the parking lot and driveway reconfiguration designed by L.K. McLean Engineering. This no parking zone is included in the L.K. McLean design plan for this corridor.

SECTION 2. Amendment.

Chapter 312-5:23 of the Southampton Town Code is hereby amended by deleting the stricken words and adding the underlined words as follows:

Parking of vehicles is hereby prohibited in the following location:

K. On the east side of Bay Avenue for a distance of 100' in a northerly direction, beginning at the northerly intersecting point of the parking lot driveway located at 3495 Noyac Road.

SECTION 3. Authority.

The Town Board may adopt local laws providing for traffic control pursuant to New York State Town Law Section 130 and New York State Vehicle and Traffic Law Section 1660.

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This local law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish the following Notice of Adoption:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that, after a public hearing was held by the Town Board of the Town of Southampton on March 24, 2015 the Town Board, at their meeting of March 24, 2015 adopted LOCAL LAW NO. ____ OF 2015 as follows: "A LOCAL LAW amending Chapter 312-5:23 of the Code of the Town of Southampton to prohibit parking on the east side of Bay Avenue for a distance of 100' in a northerly direction beginning at the west driveway of the parking lot between Bay Avenue and Cedar Lane, Noyac."

Summary of Proposed Law

This restriction will prohibit parking on a 100' portion of the east side of Bay Avenue adjacent to the parking lot and driveway reconfiguration designed by L.K. McLean Engineering.

Copies of the local law, sponsored by Councilman Glinka, are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

HISTORY:

03/24/15 Town Board

TABLED

Next: 04/28/15

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-380					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move					

Town Board Resolution 2015-381

Category: Local Laws
Sponsors: Councilman Stan Glinka
Department: Municipal Works

**Resolution of Adoption Amending Town Code Chapter 312 Authorizing a Stop Sign
on Cedar Lane at its Intersection with Noyac Road**

WHEREAS, the Town Board is considering amending Chapter 312 (Vehicles & Traffic) Section 5, to authorize a stop sign on Cedar Lane at its intersection with Noyac Road in the hamlet of Noyac; and

WHEREAS, a public hearing was held on March 24, 2015 at 6:00 p.m. at Southampton Town Hall, 116 Hampton Road, Southampton New York, at which time any and all persons either for or against said enactment were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that the proposed amendment to Chapter 312 is a "Type II Action" under the provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code and that no further review under New York Environmental Conservation Law, Article 8, is necessary; now therefore be it

RESOLVED, that Local Law No. of 2015 is hereby adopted as follows:

LOCAL LAW NO. OF 2015

A LOCAL LAW amending Chapter 312-11B of the Code of the Town of Southampton to authorize the installation of a stop sign on Cedar Lane at Noyac Road;

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

This legislation authorizes a stop sign on Cedar Lane at its intersection with Noyac Road as part of the reconstruction of Noyac Road in the Cedar Lane to Elm Avenue corridor. The installation of this stop sign was recommended by L.K. McLean Engineering in the approved design plan for the roadway improvements along this corridor.

SECTION 2. Amendment.

Chapter 312-11B of the Southampton Town Code is hereby amended by deleting the stricken words and adding the underlined words as follows:

The following intersections are designated as stop intersections, and stop signs shall be erected at such intersections as follows:

B. Along Noyac Road.

Intersection of	Stop sign on	Entrance from
<u>Noyac Road</u>	<u>Cedar Lane</u>	<u>North</u>

SECTION 3. Authority.

The Town Board may adopt local laws providing for traffic control pursuant to New York State Town Law Section 130 and New York State Vehicle and Traffic Law Section 1660.

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This local law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish the following Notice of Adoption:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that after a public hearing was held by the Town Board of the Town of Southampton on March 24, 2015 the Town Board at their meeting of March 24, 2015 adopted LOCAL LAW NO. _____ "A LOCAL LAW authorizing a stop sign at the intersection of Cedar Lane with Noyac Road."

Summary of Proposed Law

This legislation authorizes the Stop sign recommended by L.K. McLean Engineering on Cedar Lane as part of the reconstruction of Noyac Road in the Cedar Lane to Elm Avenue corridor, in the hamlet of Noyac.

Copies of the proposed local law, sponsored by Councilman Glinka are on file in the Town

Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

HISTORY:

03/24/15 Town Board

TABLED

Next: 04/28/15

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-381					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move					

Town Board Resolution 2015-382

Category: Miscellaneous
Sponsors: Supervisor Anna Throne-Holst
Department: Community Preservation

Authorize the Adoption of "The Town of Southampton Community Preservation Project Plan 2015"

WHEREAS, New York State Town Law Section 64-e, entitled "Peconic Bay Region Community Preservation Fund," establishes a revenue stream generated by a selective 2% real estate transfer tax for the five East-End Towns. The purpose of this tax is to provide for the protection and preservation of open space, significant natural areas, and historic places and the provision of park and recreation opportunities to assure what is collectively called community character; and

WHEREAS, this purpose is met with the adoption and implementation of a Community Preservation Project Plan as is required by Section 64-e of the New York State Town Law and Article I of Chapter 140, Community Preservation Fund, of the Southampton Town Code. The Project Plan serves several functions in carrying out the goals of the Community Preservation Fund, most important of which is the listing of projects and parcels for which the Fund can be used; and

WHEREAS, the Town of Southampton's original Project Plan, entitled "Town of Southampton Community Preservation Project Plan 1998-2001" was adopted by the Town Board on August 25, 1998, updated by the Community Preservation Project Plan 2001-2003 on October 19, 2001, updated by the Community Preservation Project Plan 2005 on June 28, 2005 and further updated by the Community Preservation Project Plan 2010 on April 13, 2010. This Project Plan consists of nine (9) Target Areas and identifies some 18,209 acres in the Town of Southampton as the highest priority for preservation. To date, over 339 parcels have been preserved totaling some 3,795 acres of land with an additional 50 acres pending and in contract; and

WHEREAS, the Project Plan, as adopted by the Town Board, can be updated "not less than five years, but in no event until three years after the adoption of the original plan as permitted by statute"; and

WHEREAS, under the direction of the Community Preservation Department, with the assistance from the Town of Southampton Geographic Information Systems, an update has been prepared identifying some 18, 209 acres of land for preservation. The update, entitled "Town of Southampton Community Preservation Project Plan 2015" identifies a total of nine (9) target areas of preservation. They are as follows:

- . Unprotected prime Agricultural Land contained within the Agricultural Overlay District
- . Twenty-two Open Space and Greenbelt Areas defined by previously adopted open space plans and the draft Comprehensive Plan Update
- . The Core Area of the adopted Central Pine Barrens Plan
- . Ten Critical Resource Areas identified by the adopted Central Pine Barrens Plan
- . Critical fresh and tidal Wetlands
- . Significant opportunities to establish Trails
- . Significant parcels identified within Villages and hamlet centers to create traditional greens, parks, recreation opportunities and other forms of open space
- . Historic places and properties defined as Town Landmarks or listed on the national and state registers of historic places
- . Significant parcels identified within an Aquifer Recharge Area to provide potable Groundwater and to assure clean surface water

WHEREAS, all told, the Community Preservation Project Plan 2015 identifies **18,209** acres as the highest priorities for preservation. Following is a breakdown of that total by project area:

<u>No.</u>	<u>Target Area</u>	
<u>Acreage</u>		
1	Agricultural Lands.....	2,203.53
2	Open Space/Greenbelt Areas.....	3,042.69
3	Central Pine Barrens Plan - Core Preservation Area.....	11,556.18
4	Central Pine Barrens Plan - Critical Resource Area.....	334.01
5	Wetlands.....	1,015.42
6	Trails.....	792.71
7	Aquifer Recharge Areas.....	393.15
8	Village/Hamlet Green, Parks, Recreation/Open Space.....	977.58
9	Historical.....	1.92

WHEREAS, the above identified target areas and the priority projects and parcels form a comprehensive system of open space and greenways that if preserved utilizing the Community Preservation Fund in combination with other land use alternatives will insure the short and long range protection of Southampton's rural and resort environment, economy

and community character.

NOW, THEREFORE, BE IT RESOLVED, the Town of Southampton is hereby authorized, as permitted by statute, to adopt the updated Project Plan, entitled "Town of Southampton Community Preservation Project Plan 2015."

HISTORY:

03/24/15 Town Board

TABLED

Next: 04/28/15

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-382					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move					

Town Board Resolution 2015-463

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Anna Throne-Holst
Department: Land Management

Authorize Supervisor to Enter into an Agreement with A. Martin Petrovic, Professor of Horticulture, to Review the 2015 Groundwater Monitoring Reports of the Sebonack Golf Course

WHEREAS, an independent review and analysis of the groundwater testing at Sebonack Golf Course must be performed to ensure compliance with the recommendations of study and conditions of approval by the Town Planning Board; and

WHEREAS, A. Martin Petrovic has the expertise and experience to perform such an analysis and has submitted a proposal to conduct said study in the amount of \$7,250; and

WHEREAS, the Town Planning and Development Administrator has reviewed the scope of services dated April 21, 2015 that will address the technical and environmental impact of the golf course, which includes turf management issues of fertilization, pest control, and irrigation and environmental impact based on groundwater and lysimeter monitoring and includes the following tasks:

Task 1

Review and provide a report on the Sebonack Golf Club 2015 Annual Water Quality Report by LBG (anticipated report from LBG March, 2016)

Task 2

Review the 2015 operation of the Sebonack Golf Club, day site visit

Any additional work requested by the Town of Southampton will be billed at the rate of \$225/hour and any meetings or hearings requested by the Town of Southampton will be billed at \$2,750 per meeting/hearing that includes travel expenses; and

WHEREAS, the total contract cost for the aforementioned tasks will not exceed 7,250; and

WHEREAS, the source of funding shall be Restricted Revenue G/L #R3-99-R301 70-2770-0000 and Restricted Expense Account G/L #R3-99-R301-70-6490-0000; and

WHEREAS, the total contract cost is to be reimbursed by the owner, Sebonac Neck Holdings, LLC, pursuant to Section 330-248K(6)(f) of the Town Code of the Town of Southampton; and

WHEREAS, the Town Planning and Development Administrator recommends hiring A. Martin Petrovic, Professor of Horticulture, to Review the 2015 Annual Groundwater Monitoring Report, and if necessary the Quarterly Groundwater Monitoring Report on Sebonack Golf Course; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Town Supervisor to sign a contractual agreement with A. Martin Petrovic, Professor of Horticulture, to be prepared by Contracts Compliance, to Review the 2015 Annual Groundwater Monitoring Report of the Sebonack Golf Course in an amount not to exceed \$7,250 to be reimbursed by the owner, Sebonac Neck Holdings, LLC.

Financial Impact:

N/A Cost Reimbursed by Owner

Ü Vote Record - Town Board Resolution RES-2015-463						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-464

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Anna Throne-Holst
Department: Land Management

Authorize Supervisor to Enter into an Agreement with A. Martin Petrovic, Professor of Horticulture, to Review the 2015 Groundwater Monitoring Reports, Annual Superintendents Report and Management of "The Bridge Golf Course"

WHEREAS, a review and analysis of The Bridge must be performed to ensure compliance with the recommendations of study and conditions of approval by the Town Planning Board; and

WHEREAS, A. Martin Petrovic has the expertise and experience to perform such an analysis and has agreed to conduct said study in the amount of \$7,600; and

WHEREAS, the Town Planning and Development Administrator has reviewed the scope of services dated April 21, 2015 that will address the technical and environmental impact of the golf course, which includes turf management issues of fertilization, pest control, and irrigation and environmental impact based on groundwater and lysimeter monitoring and includes the following tasks:

- § **Task 1:**
Review and provide a report on the 2 semi-annual groundwater monitoring reports for 2015
- § **Task 2:**
Review and provide a report on the 2015 Annual Report on Groundwater Monitoring, including the Superintendents Reports
- § **Task 3:**
Review the 2015 operation of The Bridge, day site visit

Any additional work requested by the Town of Southampton will be billed at the rate of \$225/hour and any meetings or hearings requested by the Town of Southampton will be billed at \$2,750 per meeting/hearing that includes travel expenses; and

WHEREAS, the total contract cost for the aforementioned tasks will not exceed \$7,600; and

WHEREAS, the source of funding shall be Restricted Expense Account G/L #R3-99-R330-00-0592-0000; and

WHEREAS, the total contract cost is **to be reimbursed by the owner**, Bridgehampton Road Races, LLC; and

WHEREAS, the Town Planning and Development Administrator recommends hiring A. Martin Petrovic, Professor of Horticulture, to Review the Groundwater Monitoring Reports, Annual Superintendents Report and Management of The Bridge Golf Course; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Town Supervisor to execute a contract with A. Martin Petrovic, Professor of Horticulture, to be prepared by Contracts Compliance, to Review the 2015 Groundwater Monitoring Reports, Annual Superintendents Report and Management of The Bridge Golf Course in an amount not to exceed \$7,600 **to be reimbursed by the owner**, Bridgehampton Road Races, LLC.

Financial Impact:

N/A Cost Reimbursed by Owner

Ü Vote Record - Town Board Resolution RES-2015-464					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move					

Town Board Resolution 2015-465

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Scalera, Supervisor Throne-Holst
Department: Town Attorney

**Authorize Supervisor to Sign Cooperative Agreement with the Trustees for
Comptroller Services**

WHEREAS, pursuant to New York State General Municipal Law §119-o, the Town of Southampton and the Trustees are authorized to enter into cooperative agreements for the performance of their respective functions, powers and duties or for the provision of services; and

WHEREAS, in order to maintain fiscal prudence, integrity and compliance with finance related legal and contractual provisions of New York State, the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton desire to employ a comptroller to assist with regard to their fiscal activities; and

WHEREAS, the Town of Southampton employs a Town Comptroller to administer its financial, fiscal and accounting needs; and

WHEREAS, the Town acknowledges that the Trustees have a long-established independent existence to act as custodians of certain waters, lands under the waters and numerous right of ways to the waters for the inhabitants of the Town; and

WHEREAS, the Town understands and appreciates the important role of the Trustees in protecting the rights and privileges afforded to the Town inhabitants under the Dongan Patent of 1686; and

WHEREAS, the Town is desirous of assisting the Trustees in maximizing the efficiency and effectiveness of their operation so that they can best serve the interests of the residents of the Town of Southampton; and

WHEREAS, the Town Comptroller will accurately and systematically account for the revenues, receipts and property of the Trustees and provide procurement and contract services; and

WHEREAS, the Town Comptroller will at all times maintain separate bank accounts for all Trustee funds and shall deposit all monies received by the Trustees into these separate accounts as directed by the Board of Trustees so that no co-mingling, mixing or confusing of the Town or Trustee funds will occur; and

WHEREAS, the Trustees will be approving and controlling all purchases through a system of warrants separate from the system presently employed by the Town; and

WHEREAS, the Trustees will have access to and the ability to use such Town computer programs as Minutetraq, Bidtraq and Maxxvault for their records and resolutions; and

WHEREAS, the Trustees will continue to maintain their long-established independent existence and separate authority to manage, administer, regulate and control as determined

and designated under the Dognan Patent of 1686, Chapter 283 of the Laws of 1831, and the final judgment dated March 9, 1994 in Warner v. Thiele, Index No. 93-26288, Supreme Court, Suffolk County, for the inhabitants of the Town of Southampton; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorize the Supervisor to execute a Cooperative Agreement with the Board of Trustees of the Freeholders and Commonalty of the Town of Southampton for Comptroller Services in order to provide financial, fiscal and accounting services for a one year period at no cost to be approved by the Town Attorney and the Attorney for the Trustees.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-465						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended						
.. Defeated	Bradley Bender	..	..	..	..
.. Tabled	Christine Preston Scalera	..	..	..	..
.. Withdrawn	Bridget Fleming	..	..	..	..
.. Failed To Move	Stan Glinka	..	..	..	..

Town Board Resolution 2015-466

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Anna Throne-Holst
Department: Central Purchasing and Contracts Compliance

Authorize Supervisor to Sign Stewardship Agreement with the Bridgehampton Museum f/k/a Bridgehampton Historical Society

WHEREAS, the Town of Southampton owns a 5.6 acre parcel of land acquired by the Community Highway, which houses the historic place known as "Nathaniel Rogers House;" and

WHEREAS, the Town has entered an agreement with the Bridgehampton Historical Society which permits the Bridgehampton Historical Society to steward and manage the Nathaniel Rogers House, including its restoration and renovation, this agreement has proved to be mutually beneficial to all parties; and

WHEREAS, the real property also contains a non-historic building, known as the former Marder's Building, which is appropriate and permissible for use by the Bridgehampton Historical Society as part of the overall stewardship of the Nathaniel Rogers House and grounds; and

WHEREAS, the building shall, at all times, be used in a manner consistent with Town Law 64-e and Chapter 140 of the Southampton Town Code and the Bridgehampton Historical Society shall be responsible for customary utilities and operational responsibilities; and

WHEREAS, the Town of Southampton, pursuant to its public trust to preserve and protect public property, is willing to permit the Bridgehampton Historical Society to occupy and steward the Marder's building for a term to commence on May 1, 2015 and to expire April 30, 2020; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a new Stewardship Agreement with the Bridgehampton Museum f/k/a Bridgehampton Historical Society for their use and occupancy of the Marder's building; be it

FURTHER RESOLVED, that this agreement will be prepared by Contracts Compliance.

Financial Impact:

NONE

Ü Vote Record - Town Board Resolution RES-2015-466						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-467

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Throne-Holst, Councilwoman Scalera
Department: Central Purchasing and Contracts Compliance

Authorize the Purchase of Flatbed Car Carrier from Suffolk County Contract with Gabrieli Truck Sales

WHEREAS, the Kenworth T270 with Carrier Body has been identified as meeting the vehicle needs of the Town and has been confirmed as being available through an existing Suffolk County contract; and

WHEREAS, Gabrieli Truck Sales hold a current Suffolk County contract number FCC-090213 for Kenworth T270 with Carrier Body for a delivered cost of \$109,320.00 and this contract remains in effect until September 02, 2015; and

WHEREAS, the Police Department is in need for a newer Flatbed Car Carrier and the existing Flatbed Car Carrier will stay in service, but become a secondary Flatbed Car Carrier; and

WHEREAS, when goods procured from a valid State or County contract exceed the mandatory bidding threshold (ie: \$20,000 goods), a resolution authorizing the purchase must be submitted and approved by the Town Board; now therefore, be it

RESOLVED, based on the recommendation of the Director of Municipal Works, the Town Board of the Town of Southampton hereby authorizes the purchase of a Flatbed Car Carrier from the Suffolk County contract number FCC-090213, at a delivered cost of \$109,320.00 ; be it

FURTHER RESOLVED, the source of funding shall be Capital Project Municipal Works Heavy Truck G/L # C1-99-C618-00-6201-0000 in an amount not to exceed \$109,320.00; be it

FURTHER RESOLVED, that the Central Purchasing and Contracts Compliance has verified that this contract is still in effect and that this vehicle is still available with Gabrieli Truck Sales.

Financial Impact:

The source of funding shall be Capital Project Municipal Works Heavy Truck G/L # C1-99-C618-00-6201-0000 in an amount not to exceed \$109,320.00.

Ü Vote Record - Town Board Resolution RES-2015-467						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-468

Category: Agreements, Contracts, Leases
Sponsors: Councilman Stan Glinka
Department: Information Technology

Authorize the Supervisor to Enter Into An Agreement with Interdyn AKA for On-Site Setup and Training of Great Plains for Human Resource and Payroll Functionality

WHEREAS, ownership of the Microsoft Great Plains product requires that the customer procure a Microsoft Certified Partner to assist with technical support, implementation and training related to the Great Plains Financial System; and

WHEREAS, the Town's Microsoft Certified Partner for its Great Plains Financial System is Interdyn AKA; and

WHEREAS, Interdyn AKA has provided a proposal to perform an on-site setup and training of Great Plains functionality and reporting tools for Human Resource and Payroll including setup and implementation of the Affordable Care Act software components to insure the Town's compliance with the Affordable Care Act data maintenance and reporting requirements at a cost not to exceed \$8,000; and

WHEREAS, at the recommendation of the Town Comptroller and the Town Management Services Administrator, the Supervisor enter into an agreement with Interdyn AKA for on-site setup and training of Great Plains functionality and reporting tools for Human Resource and Payroll including setup and implementation of the Affordable Care Act software components at a cost not to exceed \$8,000 for services, and \$450 for travel; now therefore, be it

RESOLVED, this agreement shall be reviewed by the Contracts Compliance and shall be funded through Information Technology Consultants G/L 01-99-1680-01-6490-0000 and per the Town Comptroller, no purchase order shall be created and no payment shall be made without a fully executed agreement in place.

Financial Impact:

The source of funding shall be Information Technology - Consultants G/L #01-99-1680-01-6490-0000 in a total amount not to exceed \$8,450.00

Ü Vote Record - Town Board Resolution RES-2015-468						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-469

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Anna Throne-Holst
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a 2015 Contract with TechGlobal for Enforcement and Fire Investigation Software

WHEREAS, on August 22, 2013, the Town of Southampton pursuant to resolution 2013-768 entered into a contract with TechGlobal for Enforcement and Fire Investigation Software, which expired on December 31, 2013; and

WHEREAS, this agreement was further extended to December 31, 2014, pursuant to resolution 2014-284; and

WHEREAS, Code Enforcement is still in need of certain implementations such as E-mail notification Scripts that will have the record id, parcel id, inspection id, type, result, date and comments section; and

WHEREAS, these further enhancements will aide in the productivity of this program; and

WHEREAS, these upgrades will extend the capabilities of existing software, by automating a task that is currently done manually by creating a link between Town's Land Manager application and Accela Data, this purchase of a block of hours for technical support and report writing will further assist the employees with their daily tasks; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a 2015 contract with TechGlobal for Enforcement and Fire Investigation Software in an amount not to exceed \$10,010.00, this contract shall commence upon a fully executed contract and shall expire one (1) year thereafter; be it

FURTHER RESOLVED, that this contract shall be prepared by Contracts Compliance and per the Town Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract. The source of funding for this contract shall be IT Consultants GI#01-99-1680-01-6490-0000 in an amount not to exceed \$10,010.00.

Financial Impact:

The source of funding for this contract shall be IT Consultants GI# 01-99-1680-01-6490-0000 in an amount not to exceed \$10,010.00.

Ü Vote Record - Town Board Resolution RES-2015-469						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-470

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Throne-Holst, Councilwoman Fleming
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Additional Contract Extension with Urban Harbors Institute of the University of Massachusetts for the Preparation of a Local Waterfront Revitalization Plan (LWRP)

WHEREAS, pursuant to Resolution 2011-497, on July 13, 2011, the Town of Southampton entered into a contract with Urban Harbors Institute of the University of Massachusetts, hereinafter "Urban", for the Preparation of a Local Waterfront Revitalization Plan (LWRP); and

WHEREAS, the work under this contract was to be completed by July 13, 2013, however, due to delays and weather, and additional time necessary to complete the SEQRA process, Urban needs additional time for the tasks to be completed; and

WHEREAS, the contract does not allow for extension, but given that this is a no cost time extension, the Department Head for Land Management has submitted a memo dictating the reasons they believe the Town's interest are served by extending this contract; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract extension to January 31, 2016, with Urban Harbors Institute of the University of Massachusetts for the Completion of a Local Waterfront Revitalization Plan; be it

FURTHER RESOLVED, that this contract extension shall be prepared by the Central Purchasing and Contract Compliance Office.

Financial Impact:

This is a no cost time extension.

Ü Vote Record - Town Board Resolution RES-2015-470						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-471

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Anna Throne-Holst
Department: General Services

Authorize the Supervisor to Execute a Contract with Corporate Plans Inc. to Assist with Affordable Care Act Activities for the Town

WHEREAS, the Town of Southampton has obligations with respect to Affordable Care Act (ACA) activities related to Town's health and welfare benefits programs mandated by this law and regulations issued thereunder; and

WHEREAS, the Town recognizes the advantage of a consultant fluent in these types of projects; and

WHEREAS, the Town Management Services Administrator has identified a consulting firm, Corporate Plans Inc. (CPI-HR), as the company that has the requisite professional background and skills necessary to assist in the completion of this task; and

WHEREAS, CPI-HR has agreed to provide consulting services to the Town at a rate of \$1,167.00 per month up to and inclusive of 10 hours and the contract shall not exceed \$8,000.00, this contract shall commence upon a fully executed agreement and shall contain an expiration date of December 31, 2015; now therefore, be it

RESOLVED, the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a consulting contract with CPI-HR for the aforementioned services at a monthly rate of \$1,167.00 for 10 hours and a rate of \$175.00 per hour for any hours beyond 10 in any given month, the total contract amount shall not to exceed \$8,000.00; be it

FURTHER RESOLVED, that this contract shall be prepared by Contracts Compliance and per the Town Comptroller's Office, no purchase order shall be issued and no payment shall be made without a fully executed contract. The funding source shall be General Services Consultants GL#01-99-1610-01-6490-0000 in an amount not to exceed \$8,000.00.

Financial Impact:

The source of funding shall be General Services - Consultants GL #01-99-1610-01-6490-0000 in an amount not to exceed \$8,000.00.

Ü Vote Record - Town Board Resolution RES-2015-471						
			Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst		..	..	..	..
.. Adopted as Amended	Bradley Bender		..	..	..	..
.. Defeated	Christine Preston Scalera		..	..	..	..
.. Tabled	Bridget Fleming		..	..	..	..
.. Withdrawn	Stan Glinka		..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-472

Category: Agreements, Contracts, Leases
Sponsors: Councilman Stan Glinka
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Contract with Harris MSGovern for Online Services to Improve Overall Efficiency

WHEREAS, the Town is committed to providing online services to its constituents; and

WHEREAS, Govern Software, the software utilized for the daily operations of Land Management for permitting and licensing, offers an ePermit and eRenewal module for online applications and renewals; and

WHEREAS, allowing constituents and contractors to submit new applications and renew existing applications online would reduce departmental counter traffic; and

WHEREAS, when an applicant submits their application online the application record and associated documents will automatically be entered into Govern with no data entry intervention providing increased efficiency through technology; and

WHEREAS, staff members of Land Management and Information Technology have participated in a demonstration of the product and have agreed that the functionality would be beneficial to both staff and constituents; and

WHEREAS, the Town Planning and Development Administrator recommends beginning with contractor licenses and electrical permits with continued expansion to other permit types; and

WHEREAS, Harris MSGovern has provided a proposal for the purchase of the ePermit and eRenewal modules at a discounted rate of \$6,000 and implementation services for two permitting areas in the amount of \$21,450 to include a business process and requirements assessment, business rule configuration, technical implementation services, application administration training, and go live support; and

WHEREAS, ongoing maintenance and support fees for the ePermitting and eRenewal modules for five (5) years will be \$3,000 for year one (1), \$3,180 for year two (2), \$3,371 for year three (3), \$3,573 for year four (4) and \$3,787 for year five (5); now therefore, be it

RESOLVED, at the recommendation of the Town Planning and Development Administrator and the Town Comptroller, the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute an agreement with Harris MSGovern for the purchase and implementation of Govern's ePermit and eRenewal modules at a cost not to exceed \$27,450; be it

FURTHER RESOLVED, that this agreement will be reviewed by Contracts Compliance and per the Town's Comptroller, no purchase order will be created and no payment will be made without a fully executed contract. The source of funding for this contract shall be Part Town Zoning - Pay-As-You-Go G/L #03-99-9910-22-6200-0000 in an amount not to exceed \$27,450.

Financial Impact:

The source of funding for this contract shall be Part Town Zoning - Pay-As-You-Go G/L #03-99-9910-22-6200-0000 in an amount not to exceed \$27,450.

Ü Vote Record - Town Board Resolution RES-2015-472						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-473

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Throne-Holst, Councilwoman Scalera
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Contract with Steward Preservation Services for Historic Burying Ground Preservation Conservation Workshop

WHEREAS, the Town's Historian solicited price quotations from various entities to obtain the best pricing for services to include two (2), three (3) day workshops to be held on Historic Burying Ground Preservation Conservation, one (1) in May and one (1) in September; and

WHEREAS, Steward Preservation Services is a full service historic preservation architectural conservation firm that provides specialized historic consulting, implementation and management services for historic resources, structures and monuments; and

WHEREAS, the intention of these workshops is to educate interested people in varying techniques in cleaning and repairing headstones as well as lifting stones without damage, these workshops will include training and demonstration on filling in cracks with epoxy, methods of conservation and using best practices to preserve the integrity of these period pieces; and

WHEREAS, the cost of these workshops shall not exceed \$11,750; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with Steward Preservation Services for Historic Burying Ground Preservation Conservation Workshops in an amount not to exceed \$11,750; be it

FURTHER RESOLVED, that this contract shall be prepared by Central Purchasing and Contracts Compliance to commence upon a fully executed contract with an expiration of December 31, 2015, per the Town Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract in place; and be it

FURTHER RESOLVED, The source of funding for this contract shall be Restricted Fund Historic Burying Ground Cost Center R1-99-R073-00-6420-0000 in an amount not to exceed \$11,750.

Financial Impact:

The source of funding for this contract shall be Restricted Fund Historic Burying Ground Cost Center R1-99-R073-00-6420-0000 in an amount not to exceed \$11,750.

Ü Vote Record - Town Board Resolution RES-2015-473						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-474

Category: Agreements, Contracts, Leases
Sponsors: Councilman Stan Glinka
Department: Information Technology

Authorize the Supervisor to Sign a Service Order with Box, Inc. For Business Plus Account Licenses

WHEREAS, the need for secure transfer of large electronic data files is becoming more apparent; and

WHEREAS, Town Departments that have shown a need for this type of file exchange service include Land Management, Citizens Response Center, Assessor, Supervisor, Town Council, Police Department, and Information Technology; and

WHEREAS, the Information Technology Department reviewed nine (9) cloud file sharing solutions and has determined that Box, Inc. is The solution that met the Town's specifications including data encryption, virus scanning, detailed auditing, and ease of use; and

WHEREAS, Box, Inc. has provided a proposal for ten (10) business account licenses at an annual cost of \$3,000; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a service order with Box, Inc. for a ten (10) business plus license subscription for a term to commence on May 1st, 2015 and to expire on April 30th, 2016, at a cost not to exceed \$3,000; be it

FURTHER RESOLVED, that the source of funding for this agreement shall be Information Systems Contracts GL# 01-99-1680-01-6401-0000, per the Town Comptroller, no purchase order shall be created and no payment shall be made without a fully executed agreement in place.

Financial Impact:

The source of funding shall be from Information Technology - Contracts GL #01-99-1680-01-6401-0000 in an amount not to exceed \$3,000.00.

Ü Vote Record - Town Board Resolution RES-2015-474						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-475

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Throne-Holst, Councilwoman Scalera
Department: Central Purchasing and Contracts Compliance

Award and Authorize Supervisor to Sign Contract with J&V Auto Salvage Corp. for Removal of Abandoned Junk and Decommissioned Motor Vehicles

WHEREAS, on March 10, 2015, by Resolution No. 2015-298, the Town Board of the Town of Southampton authorized the Town Clerk to advertise a second bid for Removal of Abandoned Junk and Decommissioned Motor Vehicles; and

WHEREAS, three (3) bids were received, opened and read aloud on April 8, 2015; and

WHEREAS, the bids were reviewed by the Chief of Police, the Fleet Manager and the Purchasing Agent and it has been determined that J&V Auto Salvage Corp. is the highest responsible bidder in accordance with General Municipal Law Section 103; and

WHEREAS, that based on the recommendation of the Chief of Police, the Fleet Manager and the Purchasing Agent that the contract should be awarded to J&V Auto Salvage Corp. for Removal of Abandoned Junk and Decommissioned Motor Vehicles in the amount of \$479.00 per vehicle; and

WHEREAS, the commencement of the contract shall be upon receipt of a fully executed contract and shall expire one (1) year thereafter, the Town shall have the option to renew this contract for four (4) additional, one (1) year terms, if doing so is in the best interest of the Town; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with J&V Auto Salvage Corp. for Removal of Abandoned Junk and Decommissioned Motor Vehicles, this contract shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract; be it

FURTHER RESOLVED, this is an income generating agreement whose revenues will be deposited into Revenue Accounts to be determined by Town Comptroller.

Financial Impact:

This is an income generating agreement whose revenues will be deposited into Revenue Accounts to be determined by Town Comptroller.

Ü Vote Record - Town Board Resolution RES-2015-475						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-476

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Anna Throne-Holst
Department: Central Purchasing and Contracts Compliance

Award and Authorize Supervisor to Sign Contract with Lipsky Enterprises, Inc. for Selective Removals and Deconstruction of Structure at Tiana Lifesaving Station

WHEREAS, on March 24, 2015, by Resolution No. 2015-343, the Town Board of the Town of Southampton authorized the Town Clerk to advertise a bid for Selective Removals and Deconstruction of Structure at Tiana Lifesaving Station; and

WHEREAS, two (2) bids were received, opened and read aloud on April 15, 2015; and

WHEREAS, the bids were reviewed by the Contracts Technician and the Community Preservation Fund Manager, as well as their Historic Consultant and it has been determined that Lipsky Enterprises, Inc. is the lowest responsible bidder in accordance with General Municipal Law Section 103; and

WHEREAS, that based on the recommendation of the Contracts Technician and the Community Preservation Fund Manager, that the contract should be awarded to Lipsky Enterprises, Inc. for Selective Removals and Deconstruction of Structure at Tiana Lifesaving Station; and

WHEREAS, the commencement of the contract shall be upon receipt of a fully executed contract and shall commence no later than May 15, 2015 and shall be completed on or before September 1, 2015, the contract however, shall remain in effect until December 31, 2015, for the submission of paperwork; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with Lipsky Enterprises, Inc. for Selective Removals and Deconstruction of Structure at Tiana Lifesaving Station, this contract shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract; and be it

FURTHER RESOLVED, the source of funding for this project shall be Capital Project Tiana Lifesaving Station G/L #CF-99-C524-00-6220-0000 in an amount not to exceed \$63,400.

Financial Impact:

The source of funding for this project shall be Capital Project Tiana Lifesaving Station G/L #CF-99-C524-00-6220-0000 in an amount not to exceed \$63,400.

Ü Vote Record - Town Board Resolution RES-2015-476						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-477

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Christine Preston Scalera
Department: Central Purchasing and Contracts Compliance

Award and Authorize Supervisor to Sign Contract with Long Island Roofing and Repairs Service Corp. for Roof Repairs at Tiana Activity Center

WHEREAS, on March 4, 2015, by Resolution No. 2015-252, the Town Board of the Town of Southampton authorized the Town Clerk to advertise a bid for Roof Repairs at Tiana Activity Center; and

WHEREAS, three (3) bids were received, opened and read aloud on April 15, 2015; and

WHEREAS, the bids were reviewed by the Purchasing Agent and the Superintendent of Parks and Recreation and it has been determined that Long Island Roofing and Repairs Service Corp. is the lowest responsible bidder in accordance with General Municipal Law Section 103; and

WHEREAS, that based on the recommendation of the Purchasing Agent and the Superintendent of Parks and Recreation that the contract should be awarded to Long Island Roofing and Repairs Service Corp. for Roof Repairs at Tiana Activity Center in an amount not to \$28,500.00; and

WHEREAS, the term of the Contract shall be for one (1) year from the date of execution of the Contract by the Supervisor or her designee, unless terminated earlier by the Town, however, all work must be completed by June 15, 2015, unless otherwise extended by Town Officials; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with Long Island Roofing and Repairs Service Corp. for Roof Repairs at Tiana Activity Center, this contract shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract; be it

FURTHER RESOLVED, the source of funding shall be Capital Project Beach Facility Improvements G/L# C1-99-C507-00-6220-0000 in an amount not to exceed \$28,500.00.

Financial Impact:

The source of funding shall be Capital Project Beach Facility Improvements G/L# C1-99-C507-00-6220-0000 in an amount not to exceed \$28,500.00.

Ü Vote Record - Town Board Resolution RES-2015-477						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-478

Category: Agreements, Contracts, Leases
Sponsors: Councilman Bender, Councilwoman Fleming
Department: Municipal Works

Resolution Authorizing the Filing of an Application for State Assistance from the Household Hazardous Waste (HHW) State Assistance Program and Signing of the Associated State Contract under the Appropriate Laws of New York State

WHEREAS, the State of New York provides financial aid for household hazardous waste programs; and

WHEREAS, The Town of Southampton, herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE Aid;

NOW, THEREFORE, BE IT RESOLVED BY the Town Board of the Town of Southampton:

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.
2. That the Supervisor of the Town of Southampton, or his/her designee is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE;
3. That the MUNICIPALITY agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for the State share of such costs.
4. That the Town Clerk is hereby directed to prepare five (5) Certified Copies of this Resolution and forward same to the Division of Waste Management, Attn: Terri Costanza which will then be forwarded to the New York State Department of Environmental Conservation together with a complete application.
5. That this resolution shall take effect immediately.

Financial Impact:

No Financial Impact in 2015. NYSDEC reimbursement of approx. \$30,000, providing State funds are still available, representing 50% of 2014 expenses not expected for 2 to 3 years as per past practice and budgeted for G/L 20-99-8161-20-3910-0000 State Aid - Conservation

Ü Vote Record - Town Board Resolution RES-2015-478						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-479

Category: Bidding
Sponsors: Councilwoman Bridget Fleming
Department: Central Purchasing and Contracts Compliance

2015 Notice to Bidders for Asbestos Abatement at 39 West Tiana Road, Hampton Bays

RESOLVED, as per the request of the Office of Community Preservation, that the Town Clerk be and hereby is authorized to advertise for public bid as per the following:

NOTICE TO BIDDERS

TAKE NOTICE, that sealed bids will be received by the Town Clerk, Southampton Town Hall, on Wednesday, June 3, 2015 at 2:00 p.m., prevailing time, when they will be publicly opened and read aloud for:

2015 Asbestos Abatement at 39 West Tiana Road, Hampton Bays

Specifications are available beginning on Thursday, May 7, 2015 at 8:30 a.m. online at <http://bids.southamptontownny.gov/Default.aspx> or in person at the Town Clerk's Office, 116 Hampton Road, Southampton between the hours of 8:30 a.m. and 4:00 p.m., Monday through Friday, (except Holidays). These specifications have met with the approval of Central Purchasing and Contracts Compliance.

Bidders interested in this project are REQUIRED to visit www.labor.state.ny.us, wage schedules & updates, original wage schedule, search for your original wage schedule and enter the PRC# 2015003587 to view the original prevailing wage schedule. Employees under this title must be paid the wage rate(s) indicated on this schedule. The winning vendor(s) will be provided an original wage schedule with their contract.

Each bidder must provide with its bid a certified check equal to five (5) percent of his/her total bid payable to the order of the Town of Southampton, or a bond with sufficient sureties, acceptable to the Town of Southampton, in the sum of five (5) percent of the bid. All checks or bonds shall be returned except to the successful

bidder, whose security shall be held until contract security is provided, according to the requirements set forth in the bid package.

A pre-bid walk-thru will be held at 1:00 p.m. on Thursday, May 14, 2015 at 39 West Tiana Road, Hampton Bays, New York.

Each proposal must be submitted in a sealed envelope clearly marked "2015 Asbestos Abatement at 39 West Tiana Road, Hampton Bays." Bidders must comply with all Federal, State, and local laws.

The Town Board of the Town of Southampton reserves the right to waive any informalities in bids received, and/or reject any or all bids.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

The source of funding shall be Property Stewardship G/L # 31-99-1940-31-6442-0000 in an amount not to exceed budget.

Ü Vote Record - Town Board Resolution RES-2015-479					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move					

Town Board Resolution 2015-480

Category: Bidding
Sponsors: Councilwoman Bridget Fleming
Department: Central Purchasing and Contracts Compliance

2015 Notice to Bidders for Deconstruction at 2021 Flanders Road, Flanders

RESOLVED, as per the request of Office of Community Preservation that the Town Clerk be and hereby is authorized to advertise for public bid as per the following:

NOTICE TO BIDDERS

TAKE NOTICE, that sealed bids will be received by the Town Clerk, Southampton Town Hall, on **Wednesday, June 3, 2015** at 2:00 p.m., prevailing time, when they will be publicly opened and read aloud for:

Deconstruction at 2021 Flanders Road, Flanders

Specifications are available beginning on Thursday, **May 7, 2015** 8:30 a.m. online at <http://bids.southamptontownny.gov/Default.aspx> or in person at the Town Clerk's Office, 116 Hampton Road, Southampton between the hours of 8:30 a.m. and 4:00 p.m., Monday

through Friday, (except Holidays). These specifications have met with the approval of Central Purchasing and Contracts Compliance.

Bidders interested in this project are REQUIRED to visit <http://www.labor.ny.gov>, (home page), go to Govt. & Research, Public Work, Overview, Left side of page- prevailing wage schedules & updates, access Previously Requested Schedule, Wage Rate Schedule Online, then enter the PRC# 2015002750 to view the original prevailing wage schedule. Employees under this title must be paid the wage rate(s) indicated on this schedule. The winning vendor(s) will be provided an original wage schedule with their contract.

Each bidder must provide with its bid a certified check equal to five (5) percent of his/her total bid payable to the order of the Town of Southampton, or a bond with sufficient sureties, acceptable to the Town of Southampton, in the sum of five (5) percent of the bid. All checks or bonds shall be returned except to the successful bidder, whose security shall be held until contract security is provided, according to the requirements set forth in the bid package.

A pre-bid walk thru will be held on Thursday, May 14, 2015 at 10:00 a.m. at 2021 Flanders Road, Flanders, NY 11901.

Each proposal must be submitted in a sealed envelope clearly marked "**Deconstruction at 2021 Flanders Road, Flanders.**" Bidders must comply with all Federal, State, and local laws.

The Town Board of the Town of Southampton reserves the right to waive any informalities in bids received, and/or reject any or all bids.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

The source of funding for this contract shall be CPF Stewardship G/L# 31-99-1940-31-6442-0000 in an amount not to exceed budget.

ü Vote Record - Town Board Resolution RES-2015-480						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-481

Category: Bidding
Sponsors: Councilwoman Christine Preston Scalera
Department: Central Purchasing and Contracts Compliance

Reject Bids and Second Notice to Bidders for Plumbing Supplies

WHEREAS, on March 4, 2015, the Town Board of the Town of Southampton by Resolution

Number 2015-251, authorized and directed the Town Clerk to advertise a public bid for Plumbing Supplies; and

WHEREAS, on April 8, 2015 at 2:00 p.m., all bids were opened and read aloud; and

WHEREAS, one (1) bid was received; and

WHEREAS, the bid was reviewed by the Superintendent of Parks and Recreation and the Purchasing Agent and it was determined that the bid was not in the best interest of the Town; and

WHEREAS, the Town of Southampton reserves the right to reject any and all bids as not being in the best interest of the Town; now therefore, be it

RESOLVED, that based upon the recommendation of the Superintendent of Parks and Recreation and the Purchasing Agent, that the Town Board of the Town of Southampton hereby rejects the bid received for Plumbing Supplies, as not being in the best interest of the Town; be it

FURTHER RESOLVED, as per the request of Superintendent of Parks and Recreation that the Town Clerk be and hereby is authorized to advertise for public bid as per the following:

SECOND NOTICE TO BIDDERS

TAKE NOTICE, that sealed bids will be received by the Town Clerk, Southampton Town Hall, on Wednesday, June 3, 2015 at 2:00 p.m., prevailing time, when they will be publicly opened and read aloud for:

Plumbing Supplies

Specifications are available beginning on Thursday, May 7, 2015 at 8:30 a.m. online at <http://bids.southamptontownny.gov/Default.aspx> or in person at the Town Clerk's Office, 116 Hampton Road, Southampton between the hours of 8:30 a.m. and 4:00 p.m., Monday through Friday, (except Holidays). These specifications have met with the approval of Central Purchasing and Contracts Compliance.

Each proposal must be submitted in a sealed envelope clearly marked "**Plumbing Supplies.**" Bidders must comply with all Federal, State, and local laws.

The Town Board of the Town of Southampton reserves the right to waive any informalities in bids received, and/or reject any or all bids.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

The source of funding shall be various G/L accounts in amounts not to exceed budget.

Ü Vote Record - Town Board Resolution RES-2015-481						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-482

Category: Budget & Finance
Sponsors: Supervisor Anna Throne-Holst
Department: Comptroller

Amend 2015 Adopted Budget For Investigations & Enforcement Unit Part Time Salaries

RESOLVED, as per the recommendation of the Town Attorney, that the Town Board approve the following budget transfer for the purpose of funding part time salaries; and be it further

RESOLVED, the 2015 Adopted Budget is amended accordingly and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

DESCRIPTION	FROM G/L	AMOUNT
Investigations - Salaries	22-99-3125-22-6100-0000	\$14,500.00

DESCRIPTION	TO G/L	AMOUNT
Investigations - P/T Salaries	22-99-3125-22-6105-0000	\$14,500.00

Financial Impact:

DECREASE Investigations - Salaries G/L #22-99-3125-22-6100-0000 - \$14,500.00

INCREASE Investigations - P/T Salaries G/L #22-99-3125-22-6105-0000 - \$14,500.00

Ü Vote Record - Town Board Resolution RES-2015-482						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-483

Category: Budget & Finance
Sponsors: Supervisor Anna Throne-Holst
Department: Comptroller

Amend 2015 Adopted Budget For Part Town Zoning Pay-As-You-Go

RESOLVED, as per the recommendation of the Town Comptroller, that the Town Board approve the following budget transfer for the purpose of funding a software upgrade; and

be it further

RESOLVED, the 2015 Adopted Budget is amended accordingly and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

DESCRIPTION	FROM G/L	AMOUNT
Part Town Zoning - Contracts	03-99-9910-22-6401-0000	\$2,360.00

DESCRIPTION	TO G/L	AMOUNT
Part Town Zoning - Pay-As-You-Go	03-99-9910-22-6200-0000	\$2,360.00

Financial Impact:

DECREASE Part Town Zoning - Contracts G/L #03-99-9910-22-6401-0000 - \$2,360.00

INCREASE Part Town Zoning - Pay-As-You-Go G/L #03-99-9910-22-6200-0000 - \$2,360.00

Ü Vote Record - Town Board Resolution RES-2015-483						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-484

Category: Budget & Finance
Sponsors: Supervisor Anna Throne-Holst
Department: Town Clerk

Authorize Additional Funds from the Historic Burying Ground Account for the Purpose of Repairing and Upgrading the Online Database of the Historic Burial Ground Website

WHEREAS, the Town of Southampton, New York's oldest English settlement, preserves burial sites and grave markers dating from its founding in the mid-17th century that are part of its material culture and serve as records of historic vital statistics; and

WHEREAS, the Town Board recognizes the importance of preserving historic burial grounds, the need for oversight of conservation efforts through education and training, and the need to record and disseminate the vital records preserved within these historic resources through research, public education and outreach; and

WHEREAS, Resolution 2011-1271 established the Southampton Town Historic Burial Ground Committee under the auspices of the Town Board and the Office of the Town Clerk to accomplish the preservation and educational goals associated with the stewardship of its historic burial grounds; and

WHEREAS, the Town Board established an Historic Burying Ground Account within the Town's Restricted Fund for the purpose of supporting the preservation and educational goals of the Historic Burial Ground Committee; and

WHEREAS, the Town Clerk and the Historic Burial Ground Committee recommend that the services of Information Technologies consultant Adam Mallonee be retained in the amount of \$500.00 for the purpose of upgrading and repairing the searchable online database of historic Southampton gravestones with link to the Town's website; and

WHEREAS, all disbursements from the Historic Burying Ground Account require Town Board Resolution to authorize same; now therefore be it

RESOLVED, that the Town Board hereby authorizes an expenditure from the Historic Burying Ground Account G/L #R1-99-R073-00-6420-0000 within the Town's Restricted Fund in an amount not to exceed \$500.00.

Financial Impact:

The source of funding shall be Restricted Fund Historic Burying Ground Account G/L #R1-99-R073-00-6420-0000 in an amount not to exceed \$500.00.

Ü Vote Record - Town Board Resolution RES-2015-484						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-485

Category: Local Laws
Sponsors: Councilwoman Fleming, Councilman Bender
Department: Town Attorney

Resolution of Adoption Amending Town Code Chapter 205 (Landfills, Transfer Stations and Scavenger Waste) by Repealing the Provisions Therein and Replacing Chapter 205 in its Entirety with a New Chapter 205 Entitled, "Waste Management"

WHEREAS, the Town Board of the Town of Southampton is considering amending Town Code Chapter 205 (Landfills, Transfer Stations and Scavenger Waste), by repealing the provisions therein and replacing Chapter 205 in its entirety with a new Chapter 205 entitled, "Waste Management"; and

WHEREAS, public hearings were held by the Town Board on March 10, 2015, and April 14, 2015, at which time all persons either for or against said amendment were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that this proposed local law is considered a "Type II Action" under 6 NYCRR Part 617.5, provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code, and that no further review under New York Conservation Law, Article 8, is necessary; now therefore be it

RESOLVED, that Local Law No. of 2015 is hereby adopted as follows:

LOCAL LAW NO. OF 2015

A LOCAL LAW amending Town Code Chapter 205 (Landfills, Transfer Stations and Scavenger Waste), by repealing the provisions therein and replacing Chapter 205 in its entirety with a new Chapter 205 entitled, "Waste Management."

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

The Town Board of the Town of Southampton seeks to update the current regulations contained in Town Code Chapter 205, which addresses the Town's landfills and transfer stations, to reflect both present practices as well as the requirements of Solid Waste Management within the Town of Southampton. In re-writing this chapter, the Town seeks to protect and promote the health, safety, and welfare of its residents by: (i) controlling the storage and disposal of solid waste generated within the Town, (ii) implementing the Town of Southampton Solid Waste Management Plan, (iii) complying with the requirements and furthering the purposes of the New York State Solid Waste Management Act, and (iv) protecting the surface waters and drinking water supply in the Town of Southampton. To that end, the Town Board finds that increased efforts to recover and reuse recyclable materials will also protect and enhance the Town's physical environment while promoting the health and safety of persons and property herein.

The new provisions proposed seek not only to facilitate the implementation and operation of an environmentally sound solid waste management program and the conservation of natural resources, but to promote the recovery of materials from the Town's solid waste stream for the purpose of recycling such materials through source separation. In furtherance of this effort, and recognizing its importance, the Town Board seeks to encourage recycling opportunities for residential, nonresidential, commercial, industrial, and institutional establishments.

In addition, the Board finds it necessary to introduce the requirement of a carter license and permit for those refuse haulers or carters who are engaged in the business of collection, pick-up, transfer, removal, and/or the disposal of solid waste and/or recyclables within the Town. While a fee is being charged, it is not the primary purpose of the license. Rather, by requiring basic disposal information within the permit, the Town, and in particular, the Department of Waste Management – in furtherance of compliance with DEC requirements – can better monitor and track, and thus, more effectively develop policy with an improved understanding of the needs and best interests of the Southampton Community.

SECTION 2. Amendment.

Town Code Chapter 205 (Landfills, Transfer Stations and Scavenger Waste), is hereby amended by deleting the stricken words as follows:

Chapter 205

~~Landfills, Transfer Stations and Scavenger Waste~~

~~Article I. Sanitary Landfill Stations and Garbage Transfer Stations~~

~~§205-1. Applicability.~~

~~The rules and regulations of this chapter shall apply to all generators of solid waste located within the Town of Southampton and to all Town disposal areas, including sanitary landfill stations and garbage transfer stations.~~

~~§205-2. Definitions.~~

~~As used in this article, the following terms shall have the meanings indicated:-~~

~~BULK GOODS~~

~~Solid waste, transported by a self-hauler, that is too large or bulky to be contained in a tied Town garbage bag.~~

~~CANS~~

~~Containers comprised of aluminum, tin, steel or a combination thereof which contain or formerly contained only food and/or beverage substances.~~

~~CARDBOARD~~

~~All corrugated cardboard normally used for packing, mailing, shipping or containerizing goods, merchandise or other material, but shall not mean wax-coated or soiled cardboard.~~

~~COMMERCIAL GARBAGE HAULER~~

~~A vehicle utilized in the business of collecting and transporting solid waste of any kind.~~

~~GLASS~~

~~All clear (flint), green and brown (amber) colored glass containers. "Glass" shall not mean wired glass, crystal, ceramics and plate, window, laminated or mirrored glass.~~

~~HAZARDOUS WASTE~~

~~A. A solid waste or a combination of solid wastes which, because of its quantity, concentration or physical, chemical or infectious characteristics, may:~~

~~(1) Cause or significantly contribute to an increase in mortality or an increase in serious irreversible or incapacitating reversible illness; or~~

~~(2) Pose a substantial present or potential hazard to human health or the environment when improperly treated, stored, transported or disposed of or otherwise managed.~~

~~B. Includes but is not limited to explosives, hazardous radioactive materials, toxic substances and those substances which the administrator of the Federal Environmental Protection Agency has caused to be included in the listing of hazardous waste promulgated by said Agency pursuant to 42 U.S.C.A. § 6921(b).~~

~~METAL~~

~~Any of the various opaque, fusible, ductile and typically lustrous substances that are good conductors of electricity and heat, form cations by loss of electrons and yield basic oxides and hydroxides, including any alloys or combinations thereof.~~

~~NEWSPAPER~~

~~Includes newsprint and all newspaper and newspaper advertisements, supplements, comics and enclosures.~~

~~NONRECYCLABLE WASTE~~

~~Same as "solid waste."~~

~~NONRESIDENTIAL SELF-HAULER~~

~~A vehicle utilized in the transporting of solid waste originating from a building or parcel of land with four or more dwelling units or any single business or single industrial use.~~

PAPER

~~All high-grade office paper, fine paper, bond paper, office paper, xerographic paper, mimeo paper, duplication paper, magazines, paperback books, school paper, catalogs, computer paper and similar cellulosic material, but shall not mean newspapers, wax paper, plastic or foil-coated paper, styrofoam, wax-coated food and beverage containers, carbon paper, blueprint paper, food-contaminated paper, soiled paper and cardboard.~~

PLASTICS

~~Containers composed of high-density polyethylenes, polyethylene terephthalate or other specific plastics as the Town Board may designate.~~

RESIDENTIAL SELF-HAULER

~~A vehicle utilized in the transporting of solid waste originating from a building or parcel of land having three or fewer dwelling units.~~

RUBBISH

~~Nonputrescible solid waste consisting of both combustible and noncombustible wastes, including but not limited to nonrecyclable paper, wrappings, cigarettes, wood, wires, glass, bedding, furniture and similar materials which are not designated recyclable materials.~~

SELF-HAULER

~~A passenger car, station wagon, van of one ton's capacity or less or a pickup truck utilized by anyone who is not in the business of collecting and transporting solid waste.~~

SOLID WASTE

~~All putrescible and nonputrescible materials or substances discarded or rejected as having served their original intended use or as being spent, useless, worthless or in excess to the owner at the time of such discard or rejection, including garbage, refuse, litter and rubbish, but not including designated recyclable materials or materials to be separated.~~

TOWN GARBAGE BAG

~~A plastic bag bearing the logo of the Seal of the Town of Southampton, of such size and design as shall be determined by the Town Board, to be used by self-haulers for the disposal of solid waste.~~

VEGETATIVE YARD WASTE

~~Organic yard and garden waste, leaves and brush, not including grass clippings.~~

WHITE GOODS

~~Discarded household appliances such as stoves, refrigerators, washing machines and other old metal items.~~

\$205-3. Regulations:

- A. ~~Disposal areas shall be open during such hours as may be designated by resolution of the Town Board adopted from time to time.~~
- B. ~~The personnel in charge of each disposal area shall have full power and authority to direct the manner of deposit of material at different locations within the disposal area that are designated for the deposit of specific types of materials, and anyone using said disposal area shall obey the instructions of said personnel and shall deposit the~~

- ~~various types of material only in the areas or containers designated for such types of materials.~~
- ~~G.~~ The disposal area personnel shall designate the unloading area at disposal areas by appropriate signs at both ends of said area. No person may deposit materials other than those designated by these signs. No person other than the authorized personnel of the disposal area may go beyond the signs and enter the area reserved for the deposit of this material.
- ~~D.~~ The personnel in charge of each disposal area shall be responsible for the directing of movements of traffic within said disposal area, and anyone operating a vehicle within said disposal area shall obey the instructions of said personnel in this regard. No person shall park a vehicle between the signs designating an unloading zone except for the purpose and time required to unload.
- ~~E.~~ The Town disposal areas are maintained by the taxpayers of the Town of Southampton and are provided for the use of the residents of the Town of Southampton only. No material of any sort that is collected or transported from outside the limits of the Town of Southampton shall be deposited in said disposal areas.
- ~~F.~~ It shall be unlawful for any person to deposit any waste, garbage or rubbish of any kind on land of the Town of Southampton outside the areas designated for the deposit of those materials.
- ~~G.~~ No person shall dump, throw or place in any manner any rubbish, refuse, dirt or any material whatsoever in or upon such disposal area nor at a time except that indicated by such sign or signs or directions.
- ~~H.~~ Any oral directions given by any person in charge of any disposal area shall take precedence over any sign or displayed directions.
- ~~I.~~ It shall be unlawful for any person to deposit any waste, garbage or rubbish outside the gates of any disposal area at any time unless containers for that purpose have been provided and designated.
- ~~J.~~ It shall be unlawful for any person other than the disposal area personnel to set fire to any material within the disposal area.
- ~~K.~~ (Reserved) Editor's Note: Former Subsection K, which prohibited the removal of material from disposal areas, was repealed 5-26-1992 by L.L. No. 27-1992.
- ~~L.~~ No person shall deposit any animal carcass in or upon any transfer station, except that an animal carcass may be buried if immediately interred by the person bringing such carcass to a sanitary landfill in a ditch at least two feet in depth and provided that the same is immediately covered to the level of the surrounding area with earth.
- ~~M.~~ No person shall remove, destroy, alter, deface or otherwise injure any sign or signs placed or erected within any public disposal area except upon and by the direction of the Sanitation Supervisor.
- ~~N.~~ All material transported to a disposal area shall be covered and secured so as not to disperse material during transportation of such material.

- ~~Q.~~ All vehicles requiring permits under ~~§ 205-4B~~ shall meet the regulations of the Suffolk County Department of Health.
- ~~P.~~ No tires may be deposited at a disposal area. However, tires may be accepted for recycling at the discretion of the Town upon payment of a fee of \$100 per ton. Said fee shall be prorated for any fraction or part of a ton.
- ~~Q.~~ No hazardous wastes shall be disposed of at a disposal area.
- ~~R.~~ It shall be unlawful for any person engaged in the business of collecting garbage and waste within the Town of Southampton to make such collection before 6:00 a.m. or after 10:00 p.m. of any day.
- ~~S.~~ All appliances shall have their doors removed before disposal at a disposal area.
- ~~T.~~ Any material which is incompatible with use of the compactor at a transfer station shall be prohibited at such station and shall be disposed of at a sanitary landfill.
- ~~U.~~ All vehicles required to pay a usage fee under ~~§ 205-5A~~ and entering the sanitary landfill site must utilize the scale installed at said site and obey the instructions of the personnel in charge. A weight ticket shall be retrieved from the scale house before entering the landfill site.
- ~~V.~~ The disposal of land-clearing debris, construction debris or demolition debris by commercial garbage haulers shall be prohibited at any Town disposal area. Land-clearing debris, construction debris or demolition debris deposited by self-haulers must be separated from any and all other solid waste, trash, rubbish or vegetative yard waste and deposited only at designated areas within such Town disposal area or transfer station.
- ~~W.~~ The Town Board hereby delegates to the Sanitation Supervisor the authority to adopt rules to prohibit the disposal of any waste materials, in addition to those materials expressly prohibited by this chapter, where the Sanitation Supervisor finds that waste materials would be harmful to the public welfare or would adversely impact the remaining capacity of the sanitary landfill station. Said rules shall be published in the official newspaper of the Town and posted on the Town Clerk's signboard. Said rules shall be effective upon such posting and publishing.
- ~~X.~~ No newspaper as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such newspaper is separated from any and all solid waste, trash, rubbish or vegetative yard waste. Such newspaper is to be deposited only at designated areas within such Town disposal area or transfer station. When such newspaper is prepared for disposal by anyone other than the ultimate disposer, such as a carter, it should be securely bundled and tied in packages not exceeding 50 pounds with a rope or cord sufficient in strength to facilitate handling.
- ~~Y.~~ No vegetative yard waste, as defined herein, shall be deposited at any Town of Southampton disposal area or Town transfer station unless such vegetative yard waste is separated from any and all solid waste, trash or rubbish. Such vegetative yard waste is to be deposited only at designated areas within such Town disposal area or transfer station, and in no event shall vegetative yard waste include grass clippings.

- ~~Z. No white goods as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such white goods are separated from any and all solid waste, trash, rubbish or vegetative yard waste. Such white goods are to be deposited only at designated areas within such Town disposal area or transfer station.~~
- ~~AA. No cans as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such cans are separated from any and all solid waste, trash, rubbish, vegetative yard waste, cardboard, glass, metal or paper. Such cans are to be deposited only at designated areas within such Town disposal area or transfer station.~~
- ~~BB. No cardboard as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such cardboard is separated from any and all solid waste, trash, rubbish, vegetative yard waste, cans, glass, metal or paper. Such cardboard is to be deposited only at designated areas within such Town disposal area or transfer station.~~
- ~~CC. No glass as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such glass is separated from any and all solid waste, trash, rubbish, vegetative yard waste, cans, cardboard, metal or paper. Such glass is to be deposited only at designated areas within such Town disposal area or transfer station.~~
- ~~DD. No metal as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such metal is separated from any and all solid waste, trash, rubbish, vegetative yard waste, cans, cardboard, glass or paper. Such metal is to be deposited only at designated areas within such Town disposal area or transfer station.~~
- ~~EE. No paper as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such paper is separated from any and all solid waste, trash, rubbish, vegetative yard waste, cans, cardboard, glass or metal. Such paper is to be deposited only at designated areas within such Town disposal area or transfer station.~~
- ~~FF. No plastics as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such plastics are separated from any and all solid waste, trash, rubbish, vegetative yard waste, cardboard, glass, metal or paper. Such plastics are to be deposited at designated areas within such Town disposal area or transfer station.~~
- ~~GG. All generators of solid waste located within the Town of Southampton, which leave such waste for collection or which deliver such waste to a solid waste facility, shall separate newspaper, vegetative yard waste, white goods, cans, cardboard, glass, metal, paper and plastics from the solid waste stream at the point of waste generation.~~
- ~~HH. Nonrecyclable waste and Town garbage bags.~~
- ~~(1) Nonrecyclable waste deposited at any Town disposal area by a self-hauler shall be fully contained in a tied Town garbage bag unless it consists of or includes one or more bulk goods.~~

- ~~(2) Town garbage bags shall be available at designated areas in the Town.~~
- ~~(3) The size and design of the Town garbage bag shall be determined by resolution of the Town Board.~~
- ~~(4) The fee for each size of the Town garbage bag shall be determined by resolution of the Town Board.~~
- ~~(5) No person shall:~~
 - ~~(a) Duplicate or imitate a Town garbage bag.~~
 - ~~(b) Give, sell or issue in any manner a duplicated or imitated Town garbage bag.~~

~~§205-3.1. Regulations on solicitation of business.~~

- ~~A. It is unlawful for any commercial garbage hauler or anyone acting on behalf of a commercial garbage hauler to canvass or to solicit business by entering upon the privately owned premises of any property located within the Town of Southampton if the property owner has noted objection to such entry and if the address of such property owner has been provided to the commercial garbage hauler pursuant to the provisions of this chapter.~~
- ~~B. The Town Clerk shall maintain a list of addresses of property owners within the Town of Southampton who have notified the Clerk of a wish not to be solicited at their premises by any commercial garbage hauler or person representing a commercial garbage hauler.~~

~~§205-4. Permits for garbage vehicles; permit fees.~~

- ~~A. All vehicles required to pay a usage fee under § 205-5A shall display a vehicle permit as herein required, which shall be affixed to the left side of the front bumper.~~
- ~~B. Permits will be issued by the Town Clerk's office after payment of the following fees for each vehicle:~~
 - ~~(1) Garbage haulers and all other vehicles required to pay a usage fee under § 205-5A: \$300 for the first vehicle and \$125 for each additional vehicle.~~
 - ~~(2) Roll-off containers:~~
 - ~~(a) Zero to 20 cubic yards: \$75.~~
 - ~~(b) More than 20 yards to 40 yards: \$150.~~
 - ~~(c) More than 40 yards: \$300.~~
 - ~~(3) Nonresidential self-haulers depositing source-separated recyclables only and vehicles engaged in the business of transporting source-separated recyclables only: \$100 for the first vehicle and \$50 for each additional vehicle.~~
- ~~C. All permit fees are annual for the calendar year with no proration.~~

- ~~D.~~ It shall be unlawful to utilize a vehicle in the business of collecting and transporting solid waste without the proper vehicle permit, and each vehicle shall have its own separate permit which shall be issued to the registration number of the vehicle where applicable.
- ~~E.~~ All commercial garbage haulers, regardless of whether they utilize the Town landfill or transfer stations, and all persons applying for vehicle permits under Subsection B of this section shall be required to file an application form with the Sanitation Supervisor for approval.
- ~~(1)~~ Prior to the issuance of a permit for any vehicle pursuant to Subsection B of this section, the Sanitation Supervisor shall first approve the application for such permit and the vehicle shall be inspected.
- ~~(2)~~ Each applicant for such permit shall provide the following information:
- ~~(a)~~ The name and address of the applicant and of all persons having a financial interest in the business.
 - ~~(b)~~ A brief description of the vehicle, including the manufacturer, factory number, type of body (for example, tank, enclosed pickup, packer, van and so forth), weight of the vehicle unladen, maximum load to be carried and New York State registration number. All trucks must have lettering on the sides of the vehicle indicating their company name, at least six inches high.
 - ~~(c)~~ All commercial garbage haulers shall provide the Town with a list of all residential and nonresidential sites of collection, indicating the street address of such sites and the days of pickup at those sites.
 - ~~(d)~~ The location where the vehicle is stored or garaged when not in use.
 - ~~(e)~~ The place or places where the applicant shall dispose of the garbage, refuse, rubbish or trash collected and the manner of disposal.
 - ~~(f)~~ Whether the applicant or any of the persons having a financial interest in the business has ever been convicted of a felony or misdemeanor or has ever had an operator's license revoked or suspended in this or any other state.
 - ~~(g)~~ Proof of financial responsibility in the event of injury to persons or property by reason of the negligent operation of any vehicle used in the business.
 - ~~(h)~~ The type of permit applied for.
 - ~~(i)~~ All commercial garbage haulers must deposit with the Town the sum of the lesser of \$500 or an amount equal to the largest monthly bill paid by the hauler within the preceding twelve month period for usage fees, to be held by the Town as a security deposit for faithful performance of the terms and conditions of this chapter. All deposits so made shall be placed by the Town in interest-bearing accounts. The interest so earned shall be paid to each permittee on an annual basis. Upon cancellation or revocation of a permit issued pursuant to this chapter,

~~the security deposit will be returned to the permittee with accumulated interest after deducting any outstanding usage fees.~~

~~(3) The Sanitation Supervisor may require any additional information he may deem necessary from an individual applicant in order to administer the regulations enumerated in § 205-3 of this chapter.~~

~~F. Said permits shall be issued with an individual identification number which shall be assigned to each vehicle and shall not be transferable. Upon issuance of the permit, the Town Clerk shall also provide a copy of the list of addresses that it maintains pursuant to § 205-3.1 of this chapter to every person receiving such permit. Said permit shall be kept available within the vehicle for inspection upon demand.~~

~~G. Any permit issued hereunder may be suspended or revoked by the Town Board after notice to the applicant and a hearing, where one or more of the following grounds exist:~~

~~(1) The applicant has not been found to be fit, willing and able to properly perform the service proposed and the applicant is unable to provide sufficient and suitable equipment to meet the requirements of the business.~~

~~(2) Issuance of the permit is deemed not to be in the best interests of the Town or its residents.~~

~~(3) The applicant has failed and refused, without reasonable cause, to collect and dispose of material except in a situation where a contract between the applicant and his customer has been lawfully terminated.~~

~~(4) The applicant has failed to account for or pay, without reasonable cause, any fees or bills due to the Town.~~

~~(5) The applicant has failed to reasonably fulfill his obligations to a customer as commercial refuse collector.~~

~~(6) The applicant is insolvent or has made a general assignment for the benefit of creditors or has been adjudged bankrupt or a money judgment has been secured against him, upon which an execution has been returned wholly or partly unsatisfied.~~

~~(7) The applicant or permittee has failed to keep and maintain any records required by the Town or has refused to allow the inspection thereof.~~

~~(8) The applicant has violated any of the provisions of this article or has failed to comply with any of the requirements stipulated herein.~~

~~(9) The applicant ceased to operate as a commercial collector, for which a permit was previously issued.~~

~~(10) The applicant has made a false statement in his permit application.~~

~~(11) The applicant has been found to have collected material from outside the Town and to have disposed of the same in a public disposal facility within the Town. The suspension or revocation will be in addition to penalties provided by § 205-7.~~

- ~~(12) The circumstances of the applicant have been altered to the extent that the applicant would not be qualified to obtain a permit if the circumstances, as altered, existed at the time the applicant had applied for the permit. Failure of the applicant to notify the Town, in writing, of such an alteration in circumstances shall likewise constitute grounds for revocation or refusal to recommend.~~
- ~~(13) The applicant has illegally disposed of hazardous or contaminated waste at a disposal area or at any location within the Town. The suspension or revocation will be in addition to penalties provided by § 205-7.~~
- ~~(14) The applicant has been found to have violated any of the posted rules pertaining to safe operation of the Town-owned and/or maintained public disposal facilities.~~

~~§205-5. Usage fees.~~

- ~~A. The Town Board shall determine by resolution the fees for self-haulers depositing bulk goods, land-clearing debris, yard waste, construction or demolition debris, and any recyclables.~~
- ~~B. Self-haulers depositing bulk goods shall pay a flat fee of \$5 per load.~~
- ~~C. The method and procedure for collection of the fees prescribed by this section shall be established by the Town Board by resolution.~~
- ~~D. Vehicles which are larger than a pickup truck or a van of one ton's capacity and commercial garbage hauler vehicles and self-haulers depositing bulk goods shall utilize only the North Sea disposal area.~~
- ~~E. There shall be no fee for the deposit of source-separated recyclables or vegetative yard waste by self-haulers.~~
- ~~F. Self-haulers depositing land-clearing debris, construction debris or demolition debris shall pay a flat fee of \$25 per cubic yard.~~

~~§205-6. Removal of surplus fill.~~

- ~~A. When available, surplus fill from the grounds of the sanitary landfill areas may be removed by municipal governing bodies under the following conditions:~~
 - ~~(1) Said fill shall consist of either sand or marl, as determined by the loading machine operator.~~
 - ~~(2) Said material shall be dug and loaded only by the Town-owned loading machines, operated by disposal area personnel.~~
 - ~~(3) Persons desiring said fill shall present to disposal area personnel a valid permit issued by the Town Board stipulating the amount of fill permitted to be removed.~~
 - ~~(4) Said loading machine operator, upon acceptance of the permit, shall load the appropriate vehicle or vehicles provided by the permittee, unless said loading equipment is temporarily inoperative, absent or employed in need elsewhere~~

~~in the disposal area; there is no guaranty of a specific loading equipment operator.~~

- ~~(5) Said vehicle provided by the permittee shall be loaded at the owner's risk, and the Town of Southampton shall not be responsible for any damage to said vehicle resulting from the act of loading fill into the vehicle.~~

- ~~B. Municipal governing bodies, such as incorporated villages, fire districts and school districts located within the Town of Southampton, may make application for specific amounts of fill without fee. Said application shall be submitted to the Town Board for approval by resolution.~~

~~**§205-7. Penalties for offenses.**~~

~~A violation of any of the provisions of this article shall be deemed a violation and, upon conviction, shall be punishable by a fine of not more than \$1,000 or by imprisonment for not more than 15 days, or both such fine and imprisonment.~~

~~**ARTICLE II. Scavenger Waste**~~

~~**§205-8. Definitions.**~~

~~As used in this article, the following terms shall have the meanings indicated:~~

~~**ALTERATION**~~

~~The repair, modification or replacement of any component of an on-site sewage disposal system.~~

~~**EXCLUDED WASTE**~~

~~The following forms of waste are considered excluded waste:~~

- ~~A. Industrial waste.~~
- ~~B. Automobile oil and other noncooking oil.~~
- ~~C. Drainage from basement floors, footings or roofs.~~
- ~~D. Toxic or hazardous substances and chemicals, including but not limited to pesticides, acids, paints, paint thinner, herbicides, solvents, photographic chemicals and water-softening agents.~~
- ~~E. Cesspool cleaning and drain opening products which are prohibited by Article 39 of the New York Environmental Conservation Law or Suffolk County Local Law No. 12-1980.~~

~~**ON-SITE SEWAGE DISPOSAL SYSTEM**~~

~~A system for the disposal of untreated scavenger waste, such as a septic tank, cesspool, sewage holding tank, marine pump-out holding tank or other similar device, on or near the site of the building or buildings being served.~~

~~**OWNER**~~

~~A natural person, corporation, the State of New York or any authority or subdivision of the state, the United States of America or any department or agency thereof who owns, rents or leases real property.~~

PERSON

An individual, association, firm, syndicate, corporation, department, bureau or agency or any entity recognized by law as the subject of rights and duties.

SCAVENGER WASTE

Sanitary sewage and domestic sewage wastes which are normally disposed of in an on-site sewage disposal system. Scavenger waste shall not include excluded wastes as defined herein.

SCAVENGER WASTE PLANT

The joint Riverhead/Southampton Scavenger Waste Treatment Plant situate on Riverside Drive, Riverhead.

TOWN

The Town of Southampton, including incorporated villages.

~~§205-9. On-site sewage disposal systems.~~

- A. Only scavenger waste shall be discharged into on-site sewage disposal systems in the Town.
- B. The discharge of excluded waste into an on-site sewage disposal system shall be prohibited in the Town.

~~§205-10. Transportation permit required; fee; rules and regulations.~~

- A. No person shall engage in the removal of scavenger waste from any on-site septic system in the Town without a valid permit issued by the Town Clerk and the Suffolk County Department of Health Services.
- B. Any applicant for a permit as required by Subsection A of this section shall file a sworn application with the Town Clerk. Said application shall be on a form provided by the Town Clerk and shall contain the name and address of the applicant and the type, model, capacity (in gallons) and registration number of all vehicles to be used. Additionally, such form shall state:
[Amended 7-10-1990 by L.L. No. 19-1990]

<p>"I, _____, being duly sworn, state and depose that I am familiar with the provisions of Chapter <u>205</u>, Article II, Scavenger Waste, of the Town Code of the Town of Southampton. I will report the address and exact location of all on-site sewage disposal systems pumped by me or my business within the Town of Southampton as required by Chapter <u>205</u>, Article II. I will comply with all other provisions of Chapter <u>205</u>, Article II. I am aware that failure to comply will result in the assessment of a penalty of \$250 and/or 15 days' imprisonment for each violation."</p>

- C. The permit fee for the permit required by Subsection A of this section shall be \$250 per vehicle. This fee shall be collected by the Town Clerk before the permit is issued. A permit shall be issued for each vehicle to be utilized by the applicant.
- D. Each person with a permit under the provisions of this section shall file on the last Friday of each month, on a form to be provided by the Town Clerk, a report for each

~~vehicle with the Town Clerk, stating the address, Suffolk County Tax Map number and exact location of each on-site sewage disposal system pumped during the month and shall certify that no excluded waste was disposed of at the joint scavenger waste facility.~~

- ~~E. All scavenger waste generated within the Town shall be disposed of at the scavenger waste plant.~~
- ~~F. No excluded waste shall be disposed of at the scavenger waste plant.~~
- ~~G. The rules for disposal of scavenger waste at the scavenger waste plant shall be promulgated by the Town of Riverhead. The personnel in charge of said facility shall have full authority to implement said rules. Any violation of said rules by a person licensed by the Town of Southampton shall be deemed a violation of this chapter.~~

~~**§205-11. Construction or alteration permit for on-site sewage disposal system; fee.**~~

- ~~A. No person shall construct a new on-site sewage disposal system or alter any existing on-site disposal system in the Town without first obtaining a permit from the Town Clerk. Such permit shall state the exact location of the on-site sewage disposal system and the address and Tax Map number of the property where the work is performed in the manner and form specified by the Town Clerk.~~
- ~~B. The fee charged for such construction permit shall be in an amount prescribed by resolution of the Town Board.~~

~~**§205-12. Construction standards for on-site sewage disposal systems.**~~

- ~~A. All new construction of on-site sewage disposal systems in the Town shall conform to Standards for Sewage and Waste Disposal Systems as then established by the Suffolk County Department of Health Services.~~
- ~~B. All new construction shall be located as prescribed by the Suffolk County Department of Health Services and at a location where pumping can occur without trespassing on lands of another owner an express easement for that purpose over another owner's premises exists.~~
- ~~C. All on-site sewage disposal systems shall be covered in a manner that permits inspection as provided for herein.~~

~~**§205-13. Inspections.**~~

- ~~A. Every five years, or sooner if conditions require, on-site sewage disposal systems shall be inspected by qualified inspectors employed by the Town. A copy of this inspection report shall be provided to the owner. This requirement shall not apply to on-site sewage disposal systems in use on the effective date of this chapter until said systems are altered or pumped. However, nothing herein shall prevent a lawful inspection of an existing on-site sewage disposal system where an inspector has reason to believe that an existing system may be causing actual or potential pollution of groundwater or surface water, contamination of the drinking water supply, nuisance problems or other public health hazards.~~

- ~~B.~~ The conduct of inspections shall be subject to all applicable laws. Five days' written notice is to be given to the owner that an inspection will be made.
- ~~C.~~ No civil claim shall lie against the Town for any damages resulting from any inspection as authorized herein.
- ~~D.~~ An inspector may order whatever remedial action is necessary to abate actual or potential pollution of groundwater or surface water, contamination of the drinking water supply, nuisance problems or other public health hazards. The time for compliance shall be specified. Failure to comply with an inspector's order shall be a violation of this article.

~~§205-14. Fees for scavenger waste.~~

The Town Board shall, by resolution, set the fee for the disposing of scavenger waste at the scavenger waste plant at an amount of not less than \$0.015 per gallon. The fee to be paid shall be calculated on full tank capacity.

Editor's Note: Current fees are available at the Town offices.

~~§205-15. Penalties for offenses.~~

- ~~A.~~ Any violation of this article shall be punishable by a fine of not more than \$1,000 or by imprisonment for a term not to exceed 15 days, or both.
- ~~B.~~ In addition to any other remedy available at law, the Town may seek whatever equitable remedies are available to it to enforce this article.

SECTION 3. Amendment.

Town Code Chapter 205 is hereby amended by adding the underlined words as follows:

Chapter 205

Waste Management

§205-1. Applicability.

The rules and regulations of this chapter shall apply to all generators of solid waste located within the Town of Southampton and to all Town disposal areas, including Town waste transfer stations, private garbage and/or recycling transfer stations for which Town waste is transported to, and the Refuse Hauler/Carters performing transportation operations.

§205-2. Definitions.

As used in this article, the following terms shall have the meanings indicated:

BULK GOODS

Solid waste, transported by a self-hauler, which is too large or bulky to be contained in a tied Town garbage bag.

CANS

Containers comprised of aluminum, tin, steel or a combination thereof which contain or formerly contained only food and/or beverage substances.

CARDBOARD

All corrugated cardboard, brown paper, or paperboard commodities normally used for packing, mailing, shipping or containerizing goods, merchandise or other material, but shall not include wax-coated or soiled cardboard.

COLLECTION VEHICLE

Any vehicle licensed by the Town of Southampton Waste Management Division to operate commercially within the Town for the purpose of collecting and transporting garbage, rubbish, ashes, refuse, liquid waste or recyclable material or any other waste material, except hazardous waste, as defined pursuant to regulations promulgated under the New York State Environmental Conservation Law, Article 27, and/or the Federal Resource Conservation Recovery Act (RCRA) of 1976.

COMMERCIAL SELF-HAULER

A small business consisting of home renovation, estate care, or landscaping operating a vehicle utilized by anyone who is not a refuse hauler/carter, or in the business of collecting and transporting solid waste.

GLASS

All clear (flint), green and brown (amber) colored glass containers. "Glass" shall not mean wired glass, crystal, ceramics and plate, window, laminated or mirrored glass.

HAZARDOUS WASTE

- A. A solid waste or a combination of solid wastes which, because of its quantity, concentration or physical, chemical or infectious characteristics, may:

 - (1) Cause or significantly contribute to an increase in mortality or an increase in serious irreversible or incapacitating reversible illness; or
 - (2) Pose a substantial present or potential hazard to human health or the environment when improperly treated, stored, transported or disposed of or otherwise managed.
- B. Includes but is not limited to explosives, hazardous radioactive materials, toxic substances and those substances which the administrator of the Federal Environmental Protection Agency has caused to be included in the listing of hazardous waste promulgated by said Agency pursuant to 42 U.S.C.A. § 6921(b).

ILLEGAL DUMPING

Deposition of solid waste and/or recyclables at a location other than a facility legally licensed, permitted, and duly authorized to accept such material.

LAND-CLEARING DEBRIS

Soil, sod, stumps, trees in excess of 3", and chipped vegetative material as a result of the clearing of any property.

METAL

Any of the various opaque, fusible, ductile and typically lustrous substances that are good conductors of electricity and heat, form cations by loss of electrons and yield basic oxides and hydroxides, including any alloys or combinations thereof.

NEWSPAPER

Includes newsprint and all newspaper and newspaper advertisements, supplements, comics and enclosures.

NONRECYCLABLE WASTE

Same as "solid waste."

NONRESIDENTIAL PROPERTY

Those properties not zoned for residences, including, but not limited to, industrial, commercial, and business parcels.

NONRESIDENTIAL SELF-HAULER

Any person engaged in the transporting of solid waste originating from a building or parcel of land with four or more dwelling units or any single business or single industrial use.

PAPER

All high-grade office paper, newspaper, fine paper, bond paper, office paper, xerographic paper, mimeo paper, duplication paper, magazines, paperback books, school paper, catalogs, computer paper and similar cellulosic material, but shall not mean wax paper, plastic- or foil-coated paper, styrofoam, wax-coated food and beverage containers, carbon paper, blueprint paper, food-contaminated paper, soiled paper, cardboard, or brown paper and paper board.

PERMITTED CARTER

Any individual, association, partnership, firm, corporation, not-for-profit organization, or any other person permitted by the Town of Southampton to operate within the Town for the purposes of collection, pick-up, transfer, removal and/or disposal of Solid Waste and/or Recyclables.

PLASTICS

Containers composed of high-density polyethylenes, polyethylene terephthalate or other specific plastics as the Town Board may designate.

REFUSE HAULER/CARTER

Any individual, association, partnership, firm, corporation, not-for-profit organization, or any other person so deemed by the Town to be collection, transfer and/or transportation of

garbage, refuse, recyclable material (including, but not limited to scrap metal), construction or demolition debris, or solid waste from premises defined herein as "residential" and "non residential," or who removes solid waste from "residential" and "non residential" premises which he or she does not own, lease or occupy, whether or not such person is engaged in the business of collecting or removing Solid Waste.

RESIDENTIAL PROPERTY

A property within the Town of Southampton which is zoned to allow not more than three units per lot.

RESIDENTIAL SELF-HAULER

A Town resident and/or renter or guest of same and vehicle utilized in the transporting of solid waste originating from a residence or residential parcel of land within the Town of Southampton having three or fewer dwelling units.

RUBBISH

Nonputrescible solid waste consisting of both combustible and noncombustible wastes, including, but not limited to, nonrecyclable paper, wrappings, cigarettes, wood, wires, glass, bedding, furniture and similar materials which are not designated recyclable materials.

SOLID WASTE

All putrescible and nonputrescible materials or substances discarded or rejected as having served their original intended use or as being spent, useless, worthless or in excess to the owner at the time of such discard or rejection, including garbage, refuse, litter and rubbish, but not including designated recyclable materials or materials to be separated.

TOWN GARBAGE BAG

A plastic bag bearing the logo of the seal of the Town of Southampton, of such size and design as shall be determined by the Town Board, to be used by all self-haulers for the disposal of solid waste.

VEGETATIVE YARD WASTE

That certain material consisting of leaves, brush, and tree limbs less than three inches in diameter, but exclusive of stumps or grass clippings.

WHITE GOODS

Discarded household appliances such as stoves, refrigerators, washing machines and other old metal items.

§205-3. Regulations.

- A. Town Transfer Station Disposal areas shall be open during such hours as the Town Board may designate and amend from time to time by resolution.
- B. The personnel in charge of Town Transfer Station disposal areas shall have full power and authority to direct the manner of deposit of material at different locations within the disposal area that are designated for the deposit of specific types of materials.

and anyone using said disposal area shall obey the instructions of said personnel and shall deposit the various types of material only in the areas or containers designated for such types of materials.

- C. The Town Transfer Station disposal area personnel shall designate the unloading area at disposal areas by appropriate signs at both ends of said area. No person may deposit materials other than those designated by these signs. No person other than the authorized personnel of the disposal area may go beyond the signs and enter the area reserved for the deposit of this material.
- D. The personnel in charge of each Town Transfer Station disposal area shall be responsible for the directing of movements of traffic within said disposal area, and anyone operating a vehicle within said disposal area shall obey the instructions of said personnel in this regard. No person shall park a vehicle between the signs designating an unloading zone except for the purpose and time required to unload.
- E. The Town disposal areas are maintained by the taxpayers of the Town of Southampton and are provided for the use of the residents of the Town of Southampton only. No material of any sort that is collected or transported from outside the limits of the Town of Southampton shall be deposited in said disposal areas, unless so authorized by Town Board resolution.
- F. It shall be unlawful for any person to deposit any waste, garbage or rubbish of any kind on land of the Town of Southampton outside the areas designated for the deposit of those materials.
- G. No person shall dump, throw, or place in any manner any rubbish, refuse, dirt or any material whatsoever in or upon such Town disposal area nor at any time except that indicated by such sign or signs or directions.
- H. Any oral directions given by any person in charge of any Town disposal area shall take precedence over any sign or displayed directions.
- I. It shall be unlawful for any person to deposit any waste, garbage or rubbish outside the gates of any Town disposal area and/or any Refuse Hauler/Carter premise at any time unless containers for that purpose have been provided and designated.
- J. It shall be unlawful for any person to set fire to any material within a Town disposal area. The Town may, upon receipt of appropriate permits from the New York State Department of Environmental Conservation and the Fire Marshal, conduct controlled burns.
- K. No person shall remove, destroy, alter, deface or otherwise injure any sign or signs placed or erected within any public disposal area except upon and by the direction of the Waste Management Director.
- L. All material transported to a Town disposal area shall be covered and secured so as not to disperse material during transportation of such material.
- M. Residential tires may be deposited at the North Sea Transfer Facility for recycling at a cost posted on the Town's Website pursuant to the Waste Management/Recycling Center Fee Schedule.

- N. No hazardous wastes shall be disposed of at a Town disposal area with the exception of STOP (Stop Throwing Out Pollutants) Day for households hazardous wastes.
- O. It shall be unlawful for any person engaged in the business of collecting garbage and waste within the Town of Southampton to make such collection before 5:00 a.m. or after 5:00 p.m. of any day.
- P. All appliances shall have their doors removed before disposal at a Town disposal area.
- Q. No person shall deposit any animal carcass in or upon any transfer station, except as delivered by the Southampton Town Highway Department.
- R. All vehicles depositing bulk goods, metals, construction, and demolition debris and/or yard waste at the appropriate Town Transfer Stations must utilize the scale house or attendance booth installed at each perspective site and obey the instructions of the personnel in charge. A weight ticket and/or receipt shall be retrieved from the scale house or attendant booth before entering the Transfer Station Deposition Area.
- S. The disposal of land-clearing debris, construction debris or demolition debris by commercial garbage haulers shall be prohibited at any Town disposal area. Construction debris or demolition debris deposited by self-haulers must be separated from any and all other solid waste, trash, rubbish or vegetative yard waste and deposited only at designated areas within such Town disposal area or transfer station, unless otherwise authorized by Town Board resolution.
- T. The Town Board hereby delegates to the Director of Municipal Works the authority to adopt rules to prohibit the disposal of any waste materials, in addition to those materials expressly prohibited by this chapter, where the Director of Municipal Works finds that waste materials would be harmful to the public welfare. Said rules shall be published in the official newspaper of the Town and posted on the Town Clerk's signboard. Said rules shall be effective upon such posting and publishing.
- U. No newspaper and/or paper as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such newspaper/paper is separated from any and all solid waste, trash, rubbish or vegetative yard waste. Such newspaper/paper is to be deposited only at designated areas within such Town disposal area or transfer station. When such newspaper/paper is prepared for disposal by anyone other than the ultimate disposer, such as a carter, it should be securely bundled and tied in packages not exceeding 50 pounds with a rope or cord sufficient in strength to facilitate handling.
- V. No vegetative yard waste, as defined herein, shall be deposited at any Town of Southampton disposal area or Town transfer station unless such vegetative yard waste is separated from any and all solid waste, trash or rubbish. Such vegetative yard waste is to be deposited only at designated areas within such Town disposal area or transfer station, and in no event shall vegetative yard waste include grass clippings.
- W. No white goods as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such white goods are separated from any and all solid waste, trash, rubbish or vegetative yard waste. Such white goods are to be deposited only at designated areas within such Town disposal area or transfer station.

- X. No cans as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such cans are separated from any and all solid waste, trash, rubbish, vegetative yard waste, cardboard, metal or paper. Such cans are to be deposited only at co-mingled designated areas within such Town disposal area or transfer station.
- Y. No cardboard as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such cardboard is separated from any and all solid waste, trash, rubbish, vegetative yard waste, cans, glass, metal or non-brown paper. Such cardboard is to be deposited only at designated areas within such Town disposal area or transfer station.
- Z. No glass as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such glass is separated from any and all solid waste, trash, rubbish, vegetative yard waste, cardboard, metal or paper. Such glass is to be deposited only at co-mingled designated areas within such Town disposal area or transfer station.
- AA. No metal as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such metal is separated from any and all solid waste, trash, rubbish, vegetative yard waste, cans, cardboard, glass or paper. Such metal is to be deposited only at designated areas within such Town disposal area or transfer station.
- BB. No plastics as defined herein shall be deposited at any Town of Southampton disposal area or Town transfer station unless such plastics are separated from any and all solid waste, trash, rubbish, vegetative yard waste, cardboard, metal or paper. Such plastics are to be deposited at co-mingled designated areas within such Town disposal area or transfer station.
- CC. All generators of solid waste located within the Town of Southampton, which leave such waste for collection or which deliver such waste to a solid waste facility, shall separate newspaper, vegetative yard waste, white goods, cans, cardboard, glass, metal, paper and plastics from the solid waste stream at the point of waste generation.
- DD. Nonrecyclable waste and Town garbage bags.
- (1) Nonrecyclable waste deposited at any Town disposal area by a self-hauler shall be fully contained in a tied Town garbage bag.
 - (2) Town garbage bags shall be available at designated areas in the Town.
 - (3) The size and design of the Town garbage bag shall be determined by resolution of the Town Board.
 - (4) The fee for each size of the Town garbage bag shall be determined by resolution of the Town Board.
 - (5) No person shall:
 - (a) Duplicate or imitate a Town garbage bag.

- (b) Give, sell or issue in any manner a duplicated or imitated Town garbage bag.

§205-4. Regulations; Town Residents/Visitors Utilizing Refuse Haulers/Carters.

- A. In accordance with New York State Source Separation/Recycling Law, (GML §120-aa), every owner or occupier of any residences and/or any refuse hauler/carter servicing these residences must source separate and segregate recyclable or reusable materials from rubbish.
- B. Containers; duty of owners and occupiers of property.
1. Every owner or occupier of any residence within the Town of Southampton shall provide or cause to be provided at all times suitable and sufficient containers for solid waste and recyclables that may accumulate upon said premises.
 2. Residential waste containers 32 gallons or less containing solid waste and recyclables shall be watertight, with covers and handles of adequate strength.
 3. Corrugated cardboard shall be placed in a container and/or bundled in larger than 18" x 18" stacks, or as approved by the refuse hauler/carter, to prevent littering.
 4. All co-mingled recyclables (No. 1, 2 plastics, glass bottles, tin, and metal cans), shall be placed in containers bearing a label provided by the refuse hauler/carter.
- C. Collection of Bulk Items.
1. The owner/occupier of any residence within the Town of Southampton shall arrange for the collection of bulk items such as white goods (refrigerators, washers, stoves, etc.), and other large items incapable of being enclosed in containers, from the refuse hauler/carter. All appliances and furniture items must be secured in such a way so as to avoid any hazard to the public; doors or broken glass shall be secured or removed from any appliance or furniture item prior to its placement curbside.
- D. Collection of Waste – Refuse Haulers/Carters.
1. The Town of Southampton may, from time to time, determine by resolution which items must be source-separated as recyclables. The list of recyclables shall be posted on the Town's website and published in the local newspaper; said list may not be exhaustive.
 2. All vehicles used in the collection, transportation and/or disposal of Solid Waste and/or Recyclables shall be maintained in a sanitary condition and shall be constructed to prevent leakage in transit to prevent stormwater runoff contamination. The body of the vehicle shall be wholly enclosed or shall at all times be kept covered with an adequate cover.
 3. In the event a collection vehicle is transporting primarily recycling materials, said vehicle may be an open refuse-collection type, provided that said vehicle

is fitted with a suitable canvas or other cover to prohibit any material from being discharged while the vehicle is in transit.

4. No debris, litter or the like shall fall upon any highway or street within the Town during the collection process.
5. Vehicles designed or known as "rear loaders," or "rear-load packers," shall be completely enclosed in transit, either by use of the exterior closing door fitted as part of a body style, or by the use of the closing mechanism in those units not having, as a standard or an accessory, a separate exterior door.
6. All accessory doors, including the main loading door, shall be closed during travel on public highways unless the subject vehicle is engaged in the continuous servicing of adjacent structures along said highway.
7. The condition of collection vehicles shall be maintained to industry standards, and shall be kept clean and sanitary.
8. All collection vehicles shall comply with the provisions of this chapter, as well as those regulations set forth by the New York State Department of Motor Vehicles.
9. Collection vehicles shall be subject to inspection at any time by the Town for the purpose of enforcement of this chapter.

§205-5. Regulations; Solid Waste Generated at Commercial and Institutional Operations within the Town.

A. Containers; duty of owners and occupiers of property.

1. Every owner or occupier of any building, premises, or place of business within the Town shall provide or cause to be provided at all times suitable and sufficient containers for solid waste and rubbish.
2. All solid waste and refuse containers shall be designed for such purposes, either of metal, plastic, or other durable material, and shall be securely tied, fastened, closed, or sealed. Such containers shall be emptied or replaced whenever full. Such containers shall be maintained in such a manner so as to prevent dispersal of its contents about the premises or elsewhere.
3. All private, industrial, institutional, or commercial establishments shall provide suitable recycling containers to prevent the dispersal of its contents about the premises or elsewhere.

B. Separation of Solid Waste, including recyclable materials.

1. Owners, occupiers, and refuse haulers/carters of all properties within the Town shall be required to separate recyclable material (paper, cardboard, plastics, metal, and glass), to the maximum extent practicable, from municipal solid waste.
2. Owners, occupiers, and refuse haulers/carters shall separate the following materials from all other solid waste left for collection or transport to a solid waste facility:

- a. Hazardous wastes;
- b. Recyclables (paper, cardboard, plastics (1 & 2), metal, glass), or as may be designated by the Town Board;
- c. Yard waste;
- d. Construction and demolition debris.

§205-6. Permit required for commercial and/or private waste haulers/carters.

Pursuant to New York State Department of Environmental Conservation (DEC) requirements:

- A. All Commercial haulers/carters must obtain a solid waste collection permit from the Town of Southampton's Division of Waste Management. A fee for such permit shall be set by the Town Board on an annual basis, and all permits shall be issued for the calendar year or such portion thereof. There shall be no reduction in the fee for a permit issued after the beginning of any calendar year.
- B. No person, company, corporation, partnership, or other entity, except as hereinafter provided, shall remove any solid waste, garbage, refuse, recyclable material, or rubbish of any kind from the premises of any person, firm, or corporation, or cart or transport the same through or upon any street, avenue, parkway, or highway within the Town unless such person shall have first obtained a permit from the Town of Southampton Division of Waste Management, as hereinafter provided. In addition, any person, business or carter who works for the Town shall be required to comply with the provisions herein.
- C. Permitted and authorized haulers/carters shall offer collection services for recyclable materials to all residential customers for whom they provide household solid waste collection services.
- D. An application form with information required for a hauler's/carter's permit shall be provided by the Town. The applicant shall complete the form either online and/or in writing; the application shall contain such information as requested by the Town Board but, at a minimum, shall include:
 - 1. A list of all vehicles, including vehicle license numbers, the applicant intends to utilize for the collection of Solid Waste and Recyclables in the Town of Southampton;
 - 2. The names and addresses of all partners, limited or otherwise, if the applicant is a partnership, or of all officers and directors and shareholders, if the applicant is a corporation;
 - 3. The applicant, or any officers of the applicant, shall provide a record of a prior conviction or convictions of any crime for which the applicant pled or was found guilty. If the applicant is a corporation, partnership, or other business entity, it shall also provide a record of a prior conviction or convictions of any crime for which it, or any officer thereof, pled or was found guilty.

4. A detailed account of the total estimated weight of refuse and recyclables by type within the last 12 months collected by the applicant within the Town of Southampton;
 5. A copy of the Suffolk County Department of Health Services permit issued to the carter for garbage to be transported in body trucks and their identified disposal locations. Said permit shall include the list of authorized trucks to be operated by the carter.
 6. For non SCDHS permitted vehicles, the carter shall provide a list of vehicles to be used within the Town of Southampton, identifying the following information: make, year, model of chassis, body style, volume, tonnage capacity, color and NYS vehicle registration number for each vehicle used.
 7. All permit applications and annual reports shall require a copy of valid vehicle registrations.
 8. The type of material(s) intended to be hauled by the applicant (i.e., MSW, Recyclables, Construction and Demolition Debris)
- E. The Town of Southampton shall issue the applicant a carter permit so long as the application is deemed complete and the applicant is deemed by the Division of Waste Management to be in compliance with the provisions herein. Applicant shall provide a certified check or credit card payment in the amount of the permit fee as determined by the Town of Southampton. The Division of Waste Management shall issue a plate or tag for each truck used by a permittee hereunder. Such plate or tag shall be securely fastened and displayed at all times in a conspicuous location on each such truck. Failure to display said tag or plate in a conspicuous place on any truck shall be deemed a violation of this section.
- F. The renewal of a hauler/carter permit(s) shall be in the same manner and subject to the same conditions as the issuance of the original hauler/carter permit(s), and shall be subject to any additional requirements in effect at the time an application for renewal is filed.
- G. All collection, transportation and disposal of Solid Waste and Recyclables shall be in strict conformance with the rules and regulations prescribed herein. Said rules and regulations may be amended or supplemented from time to time by the Town Board.
- H. The name of the Carter shall be readily visible on all vehicles and containers utilized for the collection of Solid Waste and/or Recyclables generated within the Town.
- I. Any hauler/carter permit issued pursuant to this chapter shall be a privilege, subject to the terms and conditions set forth herein and as amended or supplemented by the Town, and shall not be deemed to create a property interest therein.

§205-7. Southampton Town Transfer Station usage fees.

- A. The fees for residential self-haulers depositing bulk goods, yard waste, construction or demolition debris, and/or any recyclables at Town Transfer Station facilities shall be determined, and amended from time to time, by Town Board resolution.
- B. Residential self-haulers depositing bulk material, brush less than 3" in diameter, and/or construction and demolition debris, shall pay a fee as determined, and

amended from time to time, by Town Board resolution, and as advertised on the Town's website pursuant to the Waste Management/Recycling Center Fee Schedule.

§205-8. Refuse Hauler/Carter Permit Fees.

The fees for Refuse Hauler/Carter permits working within the Town of Southampton shall be determined, and amended from time to time as needed, by Town Board resolution.

§205-9. Penalties for offenses.

- A. In the event of a violation of this chapter, the Town may order compliance and issue a written notice of violation, to be served personally or by certified mail on the violator.
- B. Upon a conviction of a violation, the Town shall have the power to impose a civil penalty, suspend, or revoke a hauler/carter permit granted or renewed pursuant to this chapter for any violation of any provision herein or any applicable rule, regulation, code or ordinance relating to the collection, handling, hauling, or disposal of Solid Waste and/or Recyclables.
- C. An appeal of any of the actions described in (B) above shall be governed by Article II of Town Code Chapter 143 to the Licensing Review Board.
- D. In addition to, or as an alternative to any penalty provided herein or by law, any person who violates §205-6 of this chapter, that is, the section requiring a permit for haulers/carters within the Town, shall be guilty of a violation punishable by a fine not exceeding \$1,500, or imprisonment for a period not to exceed six months, or both for a conviction of a first offense; for a conviction of a second offense, both of which were committed within a period of five years, punishable by a fine not less than \$1,500 nor more than \$3,000, or imprisonment for a period not to exceed six months, or both; and upon conviction for a third or subsequent offense, all of which were committed within a period of five years, punishable by a fine of not less than \$3,000 nor more than \$5,000, or imprisonment for a period not to exceed six months, or both. However for the purpose of conferring jurisdiction upon courts and judicial officers generally, violations of this chapter shall be deemed unclassified misdemeanors, and for such purpose only, all provisions of law relating to misdemeanors shall apply to such violations. Each days continued violation shall constitute a separate additional violation.
- E. In addition to, or as an alternative to any penalty provided herein or by law, any person who violates any other provision(s) of this chapter other than as described in subsection (D) above, shall be guilty of a violation punishable by a fine not exceeding \$500, or imprisonment for a period not to exceed six months, or both for a conviction of a first offense; for a conviction of a second offense, both of which were committed within a period of five years, punishable by a fine not less than \$500 nor more than \$1,000, or imprisonment for a period not to exceed six months, or both; and upon conviction for a third or subsequent offense, all of which were committed within a period of five years, punishable by a fine of not less than \$1,500, or imprisonment for a period not to exceed six months, or both. However for the purpose of conferring jurisdiction upon courts and judicial officers generally, violations of this chapter shall be deemed unclassified misdemeanors, and for such purpose only, all provisions of law relating to misdemeanors shall apply to such violations. Each days continued violation shall constitute a separate additional violation.

SECTION 4. Authority.

The Town Board hereby amends Town Code Chapter 205 pursuant to General Municipal Law §120-aa, and Municipal Home Rule Law §§10(1)(ii)(a)(11) and (12), as well as §10(1)(ii)(d)(3).

SECTION 5. Severability.

If any section or subsection, paragraph, clause, phrase, or provision of this law shall be judged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

SECTION 6. Effective Date.

After filing with the Secretary of State pursuant to Municipal Home Rule Law, this Local Law shall take effect October 1, 2015.

AND BE IT FURTHER RESOLVED, that the Town Board hereby authorizes and directs the Town Clerk to publish the following Notice of Adoption:

NOTICE OF ADOPTION

TAKE NOTICE, that after public hearings were held by the Town Board of the Town of Southampton on March 10, 2015, and April 14, 2015, the Town Board, at its meeting of April 28, 2015, adopted LOCAL LAW NO. OF 2015, as follows: "A LOCAL LAW amending Town Code Chapter 205 (Landfills, Transfer Stations and Scavenger Waste), by repealing the provisions therein and replacing Chapter 205 in its entirety with a new Chapter 205 entitled, 'Waste Management.' "

Copies of the proposed law, sponsored by Councilwoman Bridget Fleming and Councilman Brad Bender, are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None, see resolution text.

Ü Vote Record - Town Board Resolution RES-2015-485						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-486

Category: Local Laws
Sponsors: Councilman Stan Glinka
Department: Municipal Works

**Resolution of Adoption Amending Town Code Chapter 312 to Authorize Stop Signs
 at Two (2) Cedar Lane Intersections, Noyac**

WHEREAS, the Town Board is considering amending Chapter 312 to authorize stop signs at two Cedar Lane intersections, in the hamlet of Noyac; and

WHEREAS, a public hearing was held on April 28th, at 6:00 p.m. at Southampton Town Hall, 116 Hampton Road, Southampton New York, at which time any and all persons either for or against said enactment were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that the proposed amendment to Chapter 312 is a "Type II Action" under the provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code and that no further review under New York Environmental Conservation Law, Article 8, is necessary; now therefore be it

RESOLVED, that Local Law No. of 2015 is hereby adopted as follows:

LOCAL LAW NO. OF 2015

A LOCAL LAW amending Chapter 312: 11: A & B of the Code of the Town of Southampton to authorize the installation of stop signs at two Cedar Lane, Noyac, intersections;

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

This legislation authorizes the stop signs installed at two Cedar Lane intersections as part of the reconstruction of Noyac Rd. in the Cedar Lane to Elm Avenue corridor. The installation of these stop signs was recommended by L.K. McLean Engineering in the design plan for the roadway improvements along this corridor.

SECTION 2. Amendment

Chapter 312: 11: A & B of the Southampton Town Code is hereby amended by deleting the stricken words and adding the underlined words as follows:

The following intersections are designated as stop intersections, and stop signs shall be erected at such intersections as follows:

	Intersection of	Stop sign on	Entrance from
A: North of Noyac Rd.	<u>Cedar Lane</u>	<u>Noyac Road access lane</u>	<u>East</u>
B: Along Noyac Rd.	<u>Noyac Rd.</u>	<u>Cedar Lane</u>	<u>North</u>

SECTION 3. Authority.

The Town Board may adopt local laws providing for traffic control pursuant to New York State Town Law Section 130 and New York State Vehicle and Traffic Law Section 1660.

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This local law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish the following Notice of Adoption:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that after a public hearing was held by the Town Board of the Town of Southampton on April 28th, 2015 the Town Board at their meeting of April 28th, 2015 adopted LOCAL LAW NO. _ "A LOCAL LAW authorizing stop signs at two Cedar Lane intersections."

Summary of Proposed Law

This legislation authorizes stop signs at two Cedar Lane intersections as recommended by L.K. McLean Engineering in the design plan for the Cedar Lane to Elm Avenue corridor, in the hamlet of Noyac.

Copies of the proposed local law, sponsored by Councilman Glinka are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Vote Record - Town Board Resolution RES-2015-486					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move					

Town Board Resolution 2015-487

Category: Local Laws
Sponsors: Councilman Stan Glinka
Department: Municipal Works

Resolution of Adoption to Amend Southampton Town Code Chapter 312 Establishing No Parking Regulations on the Noyac Road Access Lane at Cedar Lane, Noyac

WHEREAS, the Town Board is considering amending Town Code Chapter 312-23 to prohibit parking on the Noyac Rd. access lane adjacent to Cedar Lane; and

WHEREAS, a public hearing was held on April 28th, at 6:00 p.m. at Southampton Town Hall, 116 Hampton Road, Southampton New York, at which time any and all persons either for or against said enactment were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that the proposed amendment to Chapter 312 is a "Type II Action" under the provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code and that no further review under New York Environmental Conservation Law, Article 8, is necessary; now therefore be it

RESOLVED, that Local Law No. of 2015 is hereby adopted as follows:

LOCAL LAW NO. OF 2015

A LOCAL LAW amending Chapter 312-23 of the Southampton Town Code to prohibit parking on the Noyac Road access lane adjacent to Cedar Lane.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

This restriction will prohibit parking on the Noyac Road access lane adjacent to Cedar Lane as recommended in the design plan for this corridor.

SECTION 2. Amendment.

Chapter 312-23 of the Southampton Town Code is hereby amended by deleting the stricken words and adding the underlined words as follows:

Parking of vehicles is hereby prohibited in the following location:

J. On the Noyac Road access lane for a distance of 110' in an easterly direction, beginning at its intersection with Cedar Lane.

SECTION 3. Authority.

The Town Board may adopt local laws providing for traffic control pursuant to New York State Town Law Section 130 and New York State Vehicle and Traffic Law Section 1660.

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This local law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish the following Notice of Adoption:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that after a public hearing was held by the Town Board of the Town of Southampton on April 28th, 2015 the Town Board at their meeting of April 28th, 2015 adopted LOCAL LAW NO. _ "A LOCAL LAW establishing no parking regulations on the Noyac Road access lane at Cedar Lane, Noyac."

Summary of Proposed Law

This legislation prohibits parking on the Noyac Rd. access lane at Cedar Lane as recommended by L.K. McLean Engineering in the design plan for the Cedar Lane to Elm Avenue corridor, in the hamlet of Noyac.

Copies of the proposed local law, sponsored by Councilman Glinka are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

ü Vote Record - Town Board Resolution RES-2015-487						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-488

Category: Miscellaneous
Sponsors: Supervisor Anna Throne-Holst
Department: Community Preservation

Authorize Adoption of the 2015 CPF PILOT Plan and Payment of CPF 2015 PILOTs

WHEREAS, Town Law 64-e, the state enabling legislation for the Peconic Bay Region

Community Preservation Fund (hereinafter referred to as "CPF") was amended in 2011 in regards to its PILOT (Payments in Lieu of Taxes) provisions; and

WHEREAS, specifically, Town Law 64-e(3) now requires a town board to adopt an annual PILOT plan before any PILOT payments are made; and

WHEREAS, said PILOT plan shall specify each parcel eligible for a payment, provide the amount of payment for each parcel for the current fiscal year and an estimate for the following year and provide the assessed value of each eligible parcel; and

WHEREAS, a public hearing was held before the Town Board on April 28, 2015 pursuant to Town Law 64-e(3) on the 2015 CPF PILOT Plan and it was determined that said CPF PILOT Plan should be adopted; and

WHEREAS, the 2015 Adopted Budget provides for Community Preservation Fund Payment in Lieu of Taxes (PILOT) payments for eligible districts in the amount of \$3,213,912, which amount is the total tax liability that would be due if wholly exempt, preserved lands of the Federal or State government or municipal corporation had been subject to real property taxation; and

WHEREAS the PILOT payment amount is less than 10% of the 2014 revenues as the payment is further limited pursuant to Town Law §64-e(3)(e) and Southampton Town Code §140-3(D), by total tax liability that would have been due if wholly exempt, preserved lands of the Federal or State government or municipal corporation had been subject to real property taxation, which amount is \$3,213,912; and

WHEREAS, the Receiver of Taxes has prepared the allocation of said PILOT payments based upon the 2014-2015 tax levies for eligible districts, as indicated below:

Eligible District	% of Distribution	Amount Distributed
Riverhead School	59.0059%	\$ 1,896,397.16
Riverhead Library *	2.1233%	\$ 68,242.41
Hampton Bays School	28.7696%	\$ 924,629.66
Hampton Bays Library *	1.2672%	\$ 40,727.06
Eastport South Manor School	2.6408%	\$ 84,873.39
Eastport South Manor Library *	0.1325%	\$ 4,257.43
Riverhead Fire District	0.5008%	\$ 16,094.84
Flanders Fire District	2.8430%	\$ 91,372.51
N/E Quogue Fire Protection	0.0203%	\$ 653.88
Northampton Ambulance	2.6965%	\$ 86,664.14
Total	100%	\$ 3,213,912.48

* Library figures are shown here as a subset of the School Districts for the purpose of transparency because Library budgets are a portion of the School District budgets. All funds are paid to School Districts.

WHEREAS, pursuant to §140-3(D)(2)(b) of the Southampton Town Code, this allocation of PILOT funds has been certified by the Town Comptroller and approved by the Community

Preservation Fund Manager; and

WHEREAS, the source of funding shall be Community Preservation Fund - PILOT Payments G/L #31-99-1940-31-6460-0000 in the amount of \$3,213,912.48; and

WHEREAS, this allocation is consistent with State Law and the Proposed Town Administrative Procedures; now therefore now be it

RESOLVED, that the Town Board of the Town of Southampton hereby approves and adopts the 2015 CPF PILOT Plan; and

BE IT FURTHER RESOLVED, the Town Board authorizes the PILOT payments in the amounts indicated above to be paid no later than June 30, 2015, and that the Town Comptroller is directed to pay the eligible districts in 2015 and make all budgetary and accounting entries necessary to execute.

Financial Impact:

The source of funding shall be Community Preservation - PILOT G/L #31-99-1940-31-6460-0000 in the amount of \$3,213,912.48

ü Vote Record - Town Board Resolution RES-2015-488					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move					

Town Board Resolution 2015-489

Category: Miscellaneous
Sponsors: Supervisor Anna Throne-Holst
Department: Community Preservation

Authorize Community Preservation Fund Tax Refund Pursuant to the First Time Homebuyer's Exemption for Gerard and Melissa Lynch

WHEREAS, effective July 23, 2008, State Tax Law §1449-aa was amended to permit a first-time homebuyer exemption for the tax on real estate transfers known as the "Peconic Bay Region Community Preservation Fund" tax; and

WHEREAS, pursuant to said amendment, buyers are eligible for the tax exemption provided that the buyer meets certain income and purchase price requirements, and, more specifically, where (i) the household income does not exceed the State of New York Mortgage Agency Low Interest Rate Mortgage Program (SONYMA) household income in the non-target, one and two person household category for Suffolk County, and (ii) the residential purchase price is within 120% of the purchase price limits set forth by SONYMA in the non-target one family category for Suffolk County; and

WHEREAS, the amendment requires that the exemption may only be granted upon an application on a form prescribed by the Town, filed with the Town, and approved by the Town if the Town is satisfied that the buyer is entitled to an exemption; and

WHEREAS, by Resolution No. 1211, on August 12, 2008, the Town Board of the Town of Southampton adopted the First Time Homebuyer's Exemption Application Form; and

WHEREAS, on March 16, 2015, Gerard and Melissa Lynch ("Purchasers"), purchased a parcel located at 72 Laurel Lane in the hamlet of Sag Harbor, Town of Southampton, and further identified on the Suffolk County Tax Map as #900-26-1-16; and

WHEREAS, because Purchasers were not able to obtain a First Time Homebuyer's Exemption Application Form prior to closing, Purchasers paid \$8,000.00 into the Peconic Bay Region Community Preservation Fund; and

WHEREAS, since that time, Purchasers have filed the First Time Homebuyer's Exemption Application Form with the Town; and

WHEREAS, after a review of Purchasers' exemption application by the Community Preservation Fund Manager, it has been determined that Purchasers do in fact meet the criteria set forth in State Tax Law §1449-aa, and thus, are entitled to an exemption; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes a refund of \$8,000.00 to Purchasers Gerard and Melissa Lynch for unnecessary payment into the Community Preservation Fund pursuant to the First Time Homebuyer's Exemption; and be it further

RESOLVED, that the Town Board hereby authorizes the Suffolk County Treasurer to take the necessary steps to authorize said refund.

Financial Impact:

None

ü Vote Record - Town Board Resolution RES-2015-489						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-490

Category: Miscellaneous
Sponsors: Supervisor Anna Throne-Holst
Department: Community Preservation

Authorize Community Preservation Fund Tax Refund Pursuant to the First Time Homebuyer's Exemption for Jeanette Fondacaro and Steven Adamic

WHEREAS, effective July 23, 2008, State Tax Law §1449-aa was amended to permit a first-time homebuyer exemption for the tax on real estate transfers known as the "Peconic Bay Region Community Preservation Fund" tax; and

WHEREAS, pursuant to said amendment, buyers are eligible for the tax exemption provided that the buyer meets certain income and purchase price requirements, and, more

specifically, where (i) the household income does not exceed the State of New York Mortgage Agency Low Interest Rate Mortgage Program (SONYMA) household income in the non-target, one and two person household category for Suffolk County, and (ii) the residential purchase price is within 120% of the purchase price limits set forth by SONYMA in the non-target one family category for Suffolk County; and

WHEREAS, the amendment requires that the exemption may only be granted upon an application on a form prescribed by the Town, filed with the Town, and approved by the Town if the Town is satisfied that the buyer is entitled to an exemption; and

WHEREAS, by Resolution No. 1211, on August 12, 2008, the Town Board of the Town of Southampton adopted the First Time Homebuyer's Exemption Application Form; and

WHEREAS, on August 15, 2012, Jeanette Fondacaro and Steven Adamic ("Purchasers"), purchased a parcel located at 16 River Avenue in the hamlet of Eastport, Town of Southampton, and further identified on the Suffolk County Tax Map as #900-351-2-19.1; and

WHEREAS, because Purchasers were not able to obtain a First Time Homebuyer's Exemption Application Form prior to closing, Purchasers paid \$1,000.00 into the Peconic Bay Region Community Preservation Fund; and

WHEREAS, since that time, Purchasers have filed the First Time Homebuyer's Exemption Application Form with the Town; and

WHEREAS, after a review of Purchasers' exemption application by the Community Preservation Fund Manager, it has been determined that Purchasers do in fact meet the criteria set forth in State Tax Law §1449-aa, and thus, are entitled to an exemption; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes a refund of \$1,000.00 to Purchasers Jeanette Fondacaro and Steven Adamic for unnecessary payment into the Community Preservation Fund pursuant to the First Time Homebuyer's Exemption; and be it further

RESOLVED, that the Town Board hereby authorizes the Suffolk County Treasurer to take the necessary steps to authorize said refund.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-490						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-491

Category: Miscellaneous
Sponsors: Supervisor Anna Throne-Holst
Department: Community Preservation

Authorize Community Preservation Tax Refund Pursuant to the First Time Homebuyer's Exemption for Pablo Tzatzapotla

WHEREAS, effective July 23, 2008, State Tax Law §1449-aa was amended to permit a first-time homebuyer exemption for the tax on real estate transfers known as the "Peconic Bay Region Community Preservation Fund" tax; and

WHEREAS, pursuant to said amendment, buyers are eligible for the tax exemption provided that the buyer meets certain income and purchase price requirements, and, more specifically, where (i) the household income does not exceed the State of New York Mortgage Agency Low Interest Rate Mortgage Program (SONYMA) household income in the non-target, one and two person household category for Suffolk County, and (ii) the residential purchase price is within 120% of the purchase price limits set forth by SONYMA in the non-target one family category for Suffolk County; and

WHEREAS, the amendment requires that the exemption may only be granted upon an application on a form prescribed by the Town, filed with the Town, and approved by the Town if the Town is satisfied that the buyer is entitled to an exemption; and

WHEREAS, by Resolution No. 1211, on August 12, 2008, the Town Board of the Town of Southampton adopted the First Time Homebuyer's Exemption Application Form; and

WHEREAS, on April 8, 2015, Pablo Tzatzapotla ("Purchaser"), purchased a parcel located at 1 Bittersweet Avenue South in the hamlet of Hampton Bays, Town of Southampton, and further identified on the Suffolk County Tax Map as #900-226-3-16; and

WHEREAS, because Purchaser was not able to obtain a First Time Homebuyer's Exemption Application Form prior to closing, Purchaser paid \$1,700.00 into the Peconic Bay Region Community Preservation Fund; and

WHEREAS, since that time, Purchaser has filed the First Time Homebuyer's Exemption Application Form with the Town; and

WHEREAS, after a review of Purchaser's exemption application by the Community Preservation Fund Manager, it has been determined that Purchaser does in fact meet the criteria set forth in State Tax Law §1449-aa, and thus, is entitled to an exemption; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes a refund of \$1,700.00 to Purchaser Pablo Tzatzapotla for unnecessary payment into the Community Preservation Fund pursuant to the First Time Homebuyer's Exemption; and be it further

RESOLVED, that the Town Board hereby authorizes the Suffolk County Treasurer to take the necessary steps to authorize said refund.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-491						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-492

Category: Miscellaneous
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Resolution Authorizing the Name Change of Rose Avenue in the Hamlet of North Sea to Rose Court, North Sea

WHEREAS, the Town Board of the Town of Southampton has recently learned that two streets within the hamlet of North Sea share the same name, that is, Rose Avenue; and

WHEREAS, in an effort to avoid any confusion, uncertainty, or unintended delay by first responders and others, the Town Board seeks to change the suffix associated with one of these streets; and

WHEREAS, one of these streets, that is, Rose Avenue located north of Frazier Avenue, serves four parcels, identified as SCTM # 900-100-1-23.1, 23.2, 24.1, and 25.3; and

WHEREAS, the owner of two of these parcels is amenable to said road name change; and

WHEREAS, Town Law §64(9) authorizes the Town Board to change and alter street names; and

WHEREAS, the Highway Department, the Town Assessor, and the Police Department recommend said road name change for the reasons listed above; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby changes the name of Rose Avenue in the hamlet of North Sea, to Rose Court in the hamlet of North Sea, said road being located north of Frazier Avenue and serving SCTM # 900-100-1-23.1, 23.2, 24.1, and 25.3; and be it further

RESOLVED that, within 10 days, the Town Clerk shall provide a copy of this resolution to the Southampton Town Planning Board, the Suffolk County Clerk, the Suffolk County Engineer, the Southampton Town Police Department, the Town PSAP/E-911, Southampton Town Code Enforcement, the North Sea Fire District, the Southampton School District, the United States Post Office located in Southampton, the Town Highway Department, the Town Information Systems GIS Division, and the Town Sole Assessor.

Financial Impact:

None, see resolution text.

Ü Vote Record - Town Board Resolution RES-2015-492						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-493

Category: Permits
Sponsors: Councilwoman Christine Preston Scalera
Department: Public Safety

2015 Junk Yard Permits

WHEREAS, Chapter 199 of the Southampton Town Code requires junkyards and junk dealers to maintain a license to operate; and

WHEREAS, Chapter 199 states that every license shall expire on December 31 of the year of its issue; and

WHEREAS, the Southampton Town Police Department and the Division of Fire Prevention have conducted investigations and found the below listed entities to be "in compliance" with Chapter 199; now therefore be it

RESOLVED, as per the recommendation of the Division of Fire Prevention, the following junkyard(s) or junk dealer(s) are hereby GRANTED a Town Junkyard License for the year 2015:

Peconic Auto Wreckers (TM# 900-353-1-35)
 J&V Auto Salvage (TM#900-130-2-5)
 Westhampton Auto Salvage (TM#900-249-1-5,4)
 Reid Brothers (TM#900-26-1-10.2)
 Certified Auto (TM#900-139-3-37)
 Speonk Earth Recycle (TM#900-303-2-7.1)
 SGM Realty Inc., DBA Precision Automotive (TM#900-359-4-26)
 Outpost Automotive (TM#900-301-2-3)

Financial Impact:

none

Ü Vote Record - Town Board Resolution RES-2015-493						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-494

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

2015 Part-Time Salaries

WHEREAS, the Town of Southampton 2015 Final Adopted Budget includes salaries for part-time employees; now, therefore, be it

RESOLVED that the Town Board of the Town of Southampton hereby sets the hourly rate of the following part-time employees effective April 1, 2015 through December 31, 2015:

<u>Name</u>	<u>Title</u>	<u>GL Code</u>	<u>2015 Hourly Rate</u>
Brittany Sievers	Program Aide	8700	\$14.00
Marie Orton	Program Aide	8700	\$14.00
Alexander Sinclair	Traffic Control Officer	3120	\$12.00
Alexandria Haynes	Senior Neighborhood Aide	6119	\$18.75
Darby Naughton	Recreation Aide	7021	\$8.75
Yasemin Tezel	Recreation Aide	7021	\$8.75
Olivia Cupelli	Recreation Aide	7021	\$8.75
Alfred Greenwald	Bay Constable	3121	\$20.00
Joseph Nofi	Bay Constable	3121	\$20.00
Anthony Sideratos	Laborer	3124	\$13.00
Sean Manning	Lifeguard	7180	\$11.74
Arlena Burns	Beach Attendant	7180	\$11.74
Caitlin DeCara	Lifeguard	7180	\$12.38
Alexandra Getsos	Senior Lifeguard	7180	\$13.92
Brenna Hogan	Lifeguard	7180	\$13.03
Alexandra Hurley	Senior Lifeguard	7180	\$13.92
Alexander Distler	Lifeguard	7180	\$12.38
Joseph Loria	Traffic Control Officer	3120	\$12.00
Moises Villarreal	Traffic Control Officer	3120	\$12.00
Hannah Sadloski	Traffic Control Officer	3120	\$12.00
Shannon Merker	Traffic Control Officer	3120	\$12.00
Ashley Czelatka	Traffic Control Officer	3120	\$12.00
Teresa Sullivan	Traffic Control Officer	3120	\$12.00
Ross Hamilton	Traffic Control Officer	3120	\$12.00
Aleksander Kozuchowski	Traffic Control Officer	3120	\$12.00
Juan Palafox	Traffic Control Officer	3120	\$12.00
Lurdes Bonilla-Reyes	Traffic Control Officer	3120	\$12.00
Richard Donohue	Traffic Control Officer	3120	\$12.00
Diaquan Trent	Traffic Control Officer	3120	\$12.00
Eleni Nikolopoulos	Program Aide	8700	\$14.00
Sarah Culver	Lifeguard	7180	\$12.38

Seth Conrad	Senior Lifeguard	7180	\$13.92
Katelyn Parry	Lifeguard	7180	\$13.03
Allison Incarnato	Senior Lifeguard	7180	\$14.20
Hana Heavey	Lifeguard	7180	\$12.38
Delaney Smith	Lifeguard	7180	\$12.38
Lauren Smith	Lifeguard	7180	\$11.74
Kyle Sturman	Lifeguard	7180	\$12.38
Katelyn Bolyle	Senior Lifeguard	7180	\$14.48
Samantha Aube	Senior Lifeguard	7180	\$13.92
Quinn Banks	Lifeguard	7180	\$13.92
Meaghan DeCara	Lifeguard	7180	\$13.03
Jamilee Jones	Lifeguard	7180	\$13.03
Elleka Martin	Lifeguard	7180	\$12.38
Stephen Wisnoski	Beach Manager	7180	\$19.25
Meghan Yager	Senior Lifeguard	7180	\$14.48
Ryan Duca	Assistant Chief Lifeguard	7180	\$16.45
Kristen Darby	Senior Lifeguard	7180	\$13.92
Emily Bak	Beach Attendant	7180	\$8.75
Lawrence Napoli	Beach Manager	7180	\$16.50
Louis Stellato	Senior Beach Manager	7180	\$21.00
Nicole Marte	Beach Manager	7180	\$15.50
Tyler Person	Assistant Beach Manager	7180	\$10.00
Jesse Petrucci	Beach Attendant	7180	\$10.00
Barbara Hoeffler	Beach Attendant	7180	\$8.75
Matthew Raynor	Assistant Beach Manager	7180	\$10.00
Anthony Magro	Assistant Beach Manager	7180	\$10.00
Ryan Zazzarino	Beach Attendant	7180	\$9.00
Matthew Sulzinski	Beach Attendant	7180	\$10.25
Rourke Sekelsky	Beach Attendant	7180	\$8.75
Elizabeth Ottati	Beach Attendant	7180	\$8.75
Shannon Novak	Beach Manager	7180	\$16.00
Savannah Nieto	Beach Attendant	7180	\$9.75
Nancy Huneken	Beach Manager	7180	\$19.00
Kathryn McKillop	Beach Attendant	7180	\$9.00
Christian Tureski	Beach Attendant	7180	\$10.00
Reed Kneski	Beach Attendant	7180	\$10.00
Kelly Elliston	Beach Manager	7180	\$16.50
Tyler Davonski	Beach Attendant	7180	\$8.75
Nicole Cruse	Beach Attendant	7180	\$8.75
Kelly Cregan	Beach Manager	7180	\$18.15
Zachary Kabot	Assistant Beach Manager	7180	\$10.25
Alaina Cruse	Beach Attendant	7180	\$9.00
John Neumann Jr.	Lifeguard	7180	\$12.38
James Healy	Lifeguard	7180	\$12.38

Timothy Malloy	Lifeguard	7180	\$12.38
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Financial Impact:

None, as provided in 2015 Adopted Budget

Ü Vote Record - Town Board Resolution RES-2015-494						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-495

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

Accept Resignation of Michael Tortorice, Public Safety Dispatcher I in Police Department

BE IT RESOLVED, the Town Board hereby accepts the resignation of Michael Tortorice, Public Safety Dispatcher I in the Southampton Town Police Department - Communications Division, effective at the close of business on April 20, 2015; and be it

RESOLVED, the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

The total estimated compensable accruals to be paid are \$3,709.61, plus payroll liabilities.

Ü Vote Record - Town Board Resolution RES-2015-495						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-496

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

Appoint Robin Thiele as Temporary Food Service Worker in Senior Services

WHEREAS, Senior Services currently has an employee out of work for an undetermined period of time due to medical reasons which leaves the Nutrition Program with inadequate staffing levels; therefore be it

RESOLVED, based on the recommendation of the Senior Services Program Director, Robin Thiele will be appointed temporarily to the position of Food Service Worker in Senior Services, 40 hours, effective April 20, 2015 for a period not to exceed 90 days; and be it further

RESOLVED, this position will be funded through the cost center #6143 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-496						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-497

Category: Personnel
Sponsors: Councilwoman Christine Preston Scalera
Department: Town Clerk

Authorize the Town Clerk to Attend the 2015 New York State Town Clerks Association Conference in Rochester, New York, April 26-29, 2015

WHEREAS, the Town Clerk serves as a New York State Licensing and Filing Agent on behalf of the Town of Southampton; and

WHEREAS, at the 2015 Annual New York State Conference being held April 26-29, 2015, updates to current laws will be provided to New York State Town Clerks from agencies such as Department of Health, New York State Comptroller, Committee on Open Government and New York State Association of Towns; and

WHEREAS, the New York State Town Clerks Association is the only conference specifically designed for the education of Town Clerks in relation to updates to the laws affecting their licensing activities and legal responsibilities; now therefore

BE IT RESOLVED, that Town Clerk, Sundy A. Schermeyer, is hereby authorized to attend the 2015 New York State Town Clerks Association Conference in Rochester, New York from April 26-29, 2015 at a cost not to exceed \$1,200 for registration, travel and lodging. This expenditure shall be funded through Town Clerk - Travel G/L #01-99-1410-01-6416-0000.

Financial Impact:

The source of funding shall be Town Clerk - Travel G/L #01-99-1410-01-6416-0000 in an amount not to exceed \$1,200.00.

Ü Vote Record - Town Board Resolution RES-2015-497						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-498

Category: Public Hearings
Sponsors: Councilwoman Christine Preston Scalera
Department: Town Attorney

Notice of Public Hearing to Consider Accepting a Grant of Open Space in Connection with the Subdivision Map of Oakland Farms II, Quogue

BE IT RESOLVED that the Town Board hereby directs that a public hearing shall be held on May 12, 2015 at 1:00 p.m. at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against the acceptance of an open space deed of dedication in connection with the Subdivision Map of Oakland Farms II, approved by the Town of Southampton Planning Board by resolution adopted September 11, 2014; and be it further

RESOLVED, that the Town Clerk is hereby authorized to publish the following NOTICE OF PUBLIC HEARING:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing shall be held by the Town Board of the Town of Southampton on **May 12, 2015 at 1:00 p.m.** at the Southampton Town Hall, 116 Hampton Road, Southampton, New York to hear any and all persons either for or against the acceptance of an open space deed of dedication for an open space area totaling approximately 82,344 square feet, located in Quogue, in connection with the Subdivision Map of Oakland Farms II (SCTM Nos. 900-359-1-33.14, 33.15, 33.16, 33.17, 33.18, 33.19, 33.20, 33.21, 33.22, 33.35, and 33.40), approved by the Town of Southampton Planning Board by resolution adopted September 11, 2014, pursuant to Section 247 of the General Municipal Law of the State of New York.

BY ORDER OF THE TOWN BOARD
 TOWN OF SOUTHAMPTON, NEW YORK
 SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:
 None

Ü Vote Record - Town Board Resolution RES-2015-498						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-499

Category: Public Hearings
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Notice of Public Hearing to Consider Amendments to Section 6 of Town Code Chapter 169 (Flood Damage Prevention) to Include Revisions to the Flood Insurance Rate Map at Map Panel 36103C0539H to Change the Effective Flood Zone of VE to a Flood Zone of AE

BE IT HEREBY RESOLVED, that the Southampton Town Board hereby directs that a public hearing will be held on May 12, 2015, at 1:00 p.m., at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a local law entitled: "A LOCAL LAW to consider amendments to Section 6 of Town Code Chapter 169 (Flood Damage Prevention) to revise the Flood Insurance Rate Map at Map Panel 36103C0539H to change the effective flood zone of VE to a flood zone of AE" which provides as follows:

LOCAL LAW NO. OF 2015

A LOCAL LAW to consider amendments to Section 6 of Town Code Chapter 169 (Flood Damage Prevention) to revise the Flood Insurance Rate Map at Map Panel 36103C0539H to change the effective flood zone of VE to a flood zone of AE.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

In accordance with Letter of Map Revision (LOMR), FEMA Case Number 15-02-0499P, the Flood Insurance Rate Map (FIRM) for map panel number 0539H has been revised, and as such, the New York State Department of Environmental Conservation Division of Water, Bureau of Flood Protection and Dam Safety, has recommended that the Town amend Section 169-6 of the Town Code to reflect such changes.

SECTION 2. Amendment.

Section 169-6 of the Town Code is hereby amended by inserting those words that are underlined:

§ 169-6. Basis for establishing areas of special flood hazard.

A. The areas of special flood hazard for the Town of Southampton, Community No. 365342, are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

(1) Flood Insurance Rate Map Panel Nos. 36103C0168H, 36103C0169H, 36103C0186H, 36103C0187H, 36103C0188H, 36103C0189H, 36103C0191H, 36103C0193H, 6103C0194H, 36103C0462H, 36103C0464H, 36103C0466H, 36103C0467H, 36103C0468H, 6103C0469H, 36103C0484H, 36103C0486H, 36103C0487H, 36103C0488H, 36103C0489H, 6103C0491H, 36103C0492H, 36103C0493H, 36103C0494H, 36103C0503H, 36103C0504H, 36103C0761H, 36103C0506H, 36103C0507H, 36103C0508H, 36103C0509H, 36103C0511H, 6103C0512H, 36103C0513H, 36103C0514H, 36103C0516H, 36103C0517H, 36103C0518H, 6103C0519H, 36103C0526H, 36103C0527H, 36103C0530H, 36103C0531H, 36103C0532H, 6103C0533H, 36103C0534H, 36103C0536H, 36103C0537H, 36103C0538H, 36103C0539H, 6103C0541H, 36103C0543H, 36103C0751H, 36103C0752H, 36103C0753H, 36103C0754H, 6103C0758H, 36103C0759H, 36103C0760H, 36103C0762H, 36103C0763H, 36103C0764H, 36103C0766H, 36103C0767H, 36103C0776H, 36103C0777H, 36103C0778H, 36103C0779H, 36103C0781H, 36103C0782H, 36103C0783H, 36103C0784H, 36103C0786H, 36102C0801H, 36103C0802H, 36103C0803H and 36103C0806H, whose effective date is September 25, 2009, and any subsequent revisions to these map panels that do not affect areas under our Town's jurisdiction.

(2) A scientific and engineering report entitled "Flood Insurance Study, Suffolk County, New York, All Jurisdictions" dated September 25, 2009.

(3) Letter of Map Revision, Case Number 09-02-1473P, amending Panel 36103C0539H of the Flood Insurance Rate Map. [Added 1-25-2011 by L.L. No. 3-2011]

(4) Letter of Map Revision, Case Number 15-02-0499P, amending Panel 36103C0539H of the Flood Insurance Rate Map.

B. The above documents are hereby adopted and declared to be a part of this chapter. The Flood Insurance Study and/or maps are on file at the office of the Town Clerk of the Town of Southampton and the Department of Land Management, 116 Hampton Road, Southampton, New York 11968.

SECTION 3. Authority.

This proposed local law is enacted pursuant to Municipal Home Rule Law Section 10.

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be judged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

SECTION 6. Effective Date.

This Local Law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

BE IT HEREBY RESOLVED, that the Southampton Town Board directs that a public hearing will be held on **May 12, 2015, at 1:00 p.m.**, at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a local law entitled: "A LOCAL LAW to consider amendments to Section 6 of Town Code Chapter 169 (Flood Damage Prevention) to revise the Flood Insurance Rate Map at Map Panel

36103C0539H to change the effective flood zone of VE to a flood zone of AE."

Summary of Proposed Law

In order to be consistent with the Federal Emergency Management Agency ("FEMA") this amendment is intended to revise the Flood Insurance Rate Map at Map Panel 36103D0539H to change the effective flood zone of VE for parcels located between Mecox Bay and the Atlantic Ocean shoreline from approximately 4,700 feet to approximately 5,050 feet northwest along Dune Road from the intersection of Flying Point Road and Burnett Cove to a flood zone of AE.

Copies of the proposed law, sponsored by Councilwoman Anna Throne-Holst, are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None.

Ü Vote Record - Town Board Resolution RES-2015-499						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-500

Category: Public Hearings
Sponsors: Councilman Stan Glinka
Department: Municipal Works

Notice of Public Hearing to Consider An Amendment to Chapter 312 in Connection with Installing a Stop Sign on Lopers Path at the Intersection with Noyac Path

BE IT HEREBY RESOLVED, that the Town Board hereby directs that a public hearing shall be held on May 12th, 2015 at 1:00 p.m., at the Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a proposed local law entitled: "A LOCAL LAW to amend Chapter 312 of the Town Code in connection with installing a stop sign on Lopers Path at the intersection with Noyac Path" which provides as follows:

LOCAL LAW NO. OF 2015

A LOCAL LAW to amend Chapter 312 (Vehicles and Traffic) Section 312-12 of the Town Code in connection with installing a stop sign on Lopers Path at its intersection with Noyac Path.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent:

This legislation is intended to correct a scrivener's error in Town Board resolution 2011-772 authorizing a stop sign at the intersection of Loper's Path and Little Noyac Path, as the intent was to authorize a stop sign on Loper's Path at Noyac Path.

SECTION 2. Amendment.

Section 312-12 of Chapter 312 (Vehicles and Traffic) of the Code of the Town of Southampton is hereby amended by deleting the words containing a strike through as follows:

The following intersections are designated as stop intersections, and stop signs shall be erected at such intersections as follows:

- A. North of North Road (County Road 39) and Montauk Highway (Route No. 27).

Intersection of Little Noyac Path	Lopers Path	Stop Sign on East	Entrance From
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SECTION 3. Authority.

The Town Board is authorized to establish and promulgate rules and regulations regarding traffic control pursuant to New York State Vehicle and Traffic Law §1660.

SECTION 4. Severability.

If any section or subdivision, paragraph, clause, phrase of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This local law shall take effect upon filing with the Secretary of State pursuant to the Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held on **May 12th, at 1:00 p.m.**, at the Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a proposed local law entitled: "A LOCAL LAW to amend Chapter 312 (Vehicles and Traffic) Section 312-12 of the Town Code in connection with installing a stop sign on Lopers Path at the intersection with Noyac Path."

SUMMARY OF LOCAL LAW

The proposed law would correct a scrivener error in Town Board Resolution 2011-772 and designate the intersection of Lopers Path and Noyac Path a stop intersection and reauthorize a stop sign to be installed on the entrance from the east on Lopers Path.

Copies of the proposed local law co-sponsored by Councilman Glinka are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK

SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-500						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-501

Category: Public Hearings
Sponsors: Councilwoman Bridget Fleming
Department: Long Range Planning

Notice of Public Hearing to obtain comments on the Draft "Southampton Water Protection Plan"

WHEREAS, the waters and waterfront area of the Town of Southampton have defined the character of the Town since its founding - the shoreline areas; the barrier islands; and the waters of the Atlantic Ocean, Peconic Bay, and the south shore bays; as well as the streams and fresh water ponds, have provided the Town with extensive and diverse resources and opportunities; and

WHEREAS, the waters, wetlands, beaches, soils, climate and the colonial settlement patterns have all been a basis of the Town's quality of life and economy throughout its history; and

WHEREAS, these precious resources are increasingly subject to the pressures of population growth and economic development, which include requirements for industry, commerce, residential development, recreation and preservation so that the Town is often faced with competing demands; and

WHEREAS, the Town of Southampton has strived to protect itself from the loss of marine resources, diminution of open space areas, shoreline erosion and permanent adverse changes to ecological systems and loss of economic opportunities by enacting a number of effective regulatory tools to protect, preserve, and promote sustainability throughout the coastline; and

WHEREAS, the Town Board's countless efforts toward preservation and protection of its community continues to date with the current initiative to draft its own innovative Coastal Management Program ("Southampton Water Protection Plan") as provided for in the Federal Coastal Zone Management Act; and

WHEREAS, the Water Protection Plan provides a comprehensive framework that provides long-term guidance for preservation, use, and development of the Town's waterfronts and harbors to include revitalization of its fisheries and traditional maritime industries, increasing recreational opportunities, promotion of environmentally sensitive development and eco-tourism, preservation and enhancement of boating and maritime activities,

continued support of aquaculture and clean water initiatives, and fostering the viability of water dependent and water-enhanced businesses, all of which will increase economic prosperity and improve the quality of life for residents as well as Southampton's second-home and tourist industries; and

WHEREAS, the Town Board engaged the consulting services of Urban Harbors Institute of the University of Massachusetts and set up an Advisory Committee to oversee the direction of the Plan; in addition the Department of Land Management facilitated multiple public informational work sessions at the beginning of the process and again at the final draft to be sure to include as much public input into the plan as possible; and

WHEREAS, the Water Protection Plan includes a series of policies that have been drafted to retain autonomous home rule pursuant to New York State Town Law, and align with the goals and objectives of the Comprehensive Plan along with an organizational program that embeds the local coastal consistency review process into current permitting procedures thereby ensuring cooperation and consensus from all government agencies involved in regulating and managing the Town's waterfront; and

WHEREAS, as the Trustees of the Freeholders and Commonalty of the Town of Southampton govern the laws of the waters and bay bottoms- including regulations for boating activities, shellfishing licenses, shoreline protection, and uses incidental to or in the aid of the traditional categories of navigation, such as docks, piers, boat ramp and bulkhead installations- the Town Board has welcomed the Trustees in this effort so that the draft policies consider and value their mission as stewards and managers who enforce a wide range of programs that safeguard the scenic yet fragile coastal environment within the boundaries of Southampton township; now, therefore, be it

RESOLVED, that the Town Clerk is hereby directed to refer this resolution and a copy of the Water Protection Plan to the seven (7) Incorporated Villages, the Town of Southampton Planning Board, and the Suffolk County Planning Commission (SCPC) for review and recommendation; and

BE IT FURTHER RESOLVED, the Town Clerk is also directed to refer a copy of the Plan with the Public Hearing Notice to the Shinnecock Indian Nation; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Public Hearing:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Southampton on **May 26, 2015 at 6:00 p.m.**, at the Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons with comments on the Draft Southampton Water Protection Plan.

Copies of the Study are on file in the Town Clerk's Office Monday through Friday, from 8:30 a.m. to 4:00 p.m., at the Rogers Memorial Library and on the Southampton Town Website at <http://www.southamptontownny.gov>

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-501						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-502

Category: Real Estate & Easements
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

**Authorize the Supervisor to Sign Documents Necessary to Assign and Transfer
Property to the Southampton Business Alliance Housing Initiative Corporation for
Affordable Housing Development**

WHEREAS, on June 28, 2005, by Resolution No. 851 of 2005, the Town Board of the Town of Southampton authorized the purchase of lands of the Estate of Katie Press, totaling approximately 4.6833 acres, located on Moses Lane in the hamlet of Tuckahoe and identified on the Suffolk County Tax Map ("SCTM") as #900-158-3-24, 900-158-3-25, and 900-158-3-28 for affordable housing purposes; and

WHEREAS, the source of funding for said purchase was the Affordable Housing Opportunity Bank, a Fund established by the Town in 2005 to provide a mechanism for the funding and creating of affordable housing opportunities within the Town; and

WHEREAS, since the Town's purchase of said parcels in 2005, the parcels have not been developed; and

WHEREAS, the Town Board now seeks to facilitate the transfer of two parcels, that is, SCTM #900-158-3-25 and #900-158-3-28 to the Southampton Business Alliance Housing Initiative Corporation ("SBAHIC") to be developed for affordable housing purposes; and

WHEREAS, the SBAHIC is a not-for-profit housing organization which works to create and develop affordable housing within the Town of Southampton; and

WHEREAS, the SBAHIC is restricted to using the property solely and exclusively for affordable housing purposes, memorialized by certain covenants and restrictions recorded against the property, and through such terms and conditions of a Transfer and Development Agreement, which must be mutually executed by the SBAHIC and the Town of Southampton prior to any transfer; and

WHEREAS, the Town of Southampton is eager to see these parcels devoted to affordable housing purposes, as intended during their initial acquisition from the Estate of Katie Press in 2005; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a Transfer and Development Agreement, Quitclaim Deed, and any

and all other documents necessary in order to transfer two properties formerly owned by the Estate of Katie Press, located in the hamlet of Tuckahoe and identified as SCTM #900-158-3-25 and #900-158-3-28, to the Southampton Business Alliance Housing Initiative Corporation for affordable housing purposes; and be it further

RESOLVED, that said transfer shall be conditioned upon a demonstration by the Southampton Business Alliance Housing Initiative Corporation that it has the capacity and means to develop said parcels in a manner satisfactory to the Town.

Financial Impact:

None, see resolution text.

Ü Vote Record - Town Board Resolution RES-2015-502						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-503

Category: Real Estate & Easements
Sponsors: Supervisor Throne-Holst, Councilwoman Fleming
Department: Town Engineer

Road Review Application for Estate of Mary P. Hallinan & William Gormley, SCTM# 900-290-03-5 Situate in East Quogue, is Accepted

WHEREAS, at the regular Road Review Committee meeting on **April 14, 2015** the Road Review Committee reviewed the application of **Estate of Mary P. Hallinan & William Gormley 900-290-03-5** for the purpose of granting permission to build on a lot fronting on or accessing **26 Baycrest Avenue, East Quogue** - Pursuant to the provisions of Article III Chapter 123 of the Code of the Town of Southampton § 280-A; and

WHEREAS, the Road Review Committee recommends that permission be granted to the Estate of Mary P. Hallinan & William Gormley to build one house on the property located on the western side of Baycrest Avenue, approximately 470 feet north of Squires Avenue, situate at East Quogue, as shown on a survey map prepared by Dolliver Land Surveying, dated February 20, 2015, comprising 10,000 sq. ft. **SUBJECT TO:**

1. It is recommended that the Town Engineer's office be contacted for a pre-construction site meeting prior to entering into a contract for the specified improvements. The Town Engineer's office (702-1750) shall also be notified 48 hours prior to the commencement of any specified work, especially the installation of drainage structures, construction of road base or laying of asphalt. Failure to contact the Town Engineer's office may lead to delays or additional costs in obtaining a sign-off to the Building Department for issuance of a Certificate of Occupancy.
2. The applicant shall be responsible for working around all utilities. It is recommended that all underground utilities be installed and major construction completed prior to paving.

Road Review Recommendation - Requirements A & B

Requirement A (to be completed by the first lot/or applicant)

1. Stake out the right-of-way of Baycrest Avenue in 50' intervals, starting at the terminus of the existing asphalt pavement , approximately 250' north of Squires Avenue and continuing in a northerly direction along the unpaved road segment to the for a distance of approximately 250' to the next segment of existing asphalt pavement.
2. Sawcut the terminus of the existing asphalt on Baycrest Avenue to ensure a smooth transition between existing and proposed asphalt pavements as directed by the Town Engineer.
3. Starting from the sawcut terminus of the existing asphalt, clear and widen Baycrest Ave. over the newly staked portion of the ROW for a width of 18' and a distance of approximately 250', as directed by the Town Engineer. Trim any overhanging branches to a height of 14'.
4. Utilize the existing cleared width to the fullest extent possible. Cleared and excavated materials shall be disposed of legally off site.
5. Starting from the sawcut terminus of the existing asphalt pavement , furnish, place, grade, and compact an RCA base course for a for a width of 18' and a distance of approximately 250', as directed by the Town Engineer to provide four (4) inches compacted RCA base with a 2" crown for this unpaved segment of the road.
6. Completely restore the shoulders along Baycrest Avenue upon the completion of road improvement work by placing topsoil and seed or ground up wood chips, as directed by the Town Engineer.
7. Submission of an executed Special Assessment District Covenant. It is recommended that you do not wait until the road work is completed to complete this document; it may be completed now, or prior to your road work being done.

This determination is valid for a period of one (1) year and imposing the normal conditions of obtaining a building permit within one year of approval is recommended.

Requirement B (to be completed by the second lot/or applicant)

1. Pave the newly installed RCA base on Baycrest Avenue completed under Requirement A with NYS Type 6 Top Mix asphalt to provide a minimum compacted thickness of 2" for a width of 18' and a distance of 250', as directed by the Town Engineer. Seal the seams where new and existing asphalt pavements meet with asphaltic sealant, as directed by the Town Engineer.
2. Completely restore the shoulders along Baycrest Avenue upon the completion of road improvement work by placing topsoil and seed or ground up wood chips, as directed by the Town Engineer.
3. Submission of an executed Special Assessment District Covenant. It is recommended that you do not wait until the road work is completed to complete this document; it may be completed now, or prior to your road work being done.

This determination is valid for a period of one (1) year and imposing the normal conditions of obtaining a building permit within one year of approval is recommended.

NOW, THEREFORE BE IT RESOLVED, that for the purpose of granting permission to build on a lot fronting on a private road, the specifications recommended by the Road Review Committee for a portion of **26 Baycrest Avenue**, situate in **East Quogue**, in connection with the application of **Estate of Mary P. Hallinan & William Gormley** are approved, pursuant to the provisions of Article III Chapter 123 of the Code of the Town of Southampton.

Financial Impact:

NONE

Ü Vote Record - Town Board Resolution RES-2015-503						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-504

Category: Real Estate & Easements
Sponsors: Supervisor Throne-Holst, Councilwoman Fleming
Department: Town Engineer

**Road Review Application for Estate of Mary P. Hallinan, SCTM# 900-290-03-6
 Situate at East Quogue, is Accepted**

WHEREAS, at the regular Road Review Committee meeting on **April 14, 2015** the Road Review Committee reviewed the application of **Estate of Mary P. Hallinan 900-290-03-6** for the purpose of granting permission to build on a lot fronting on or accessing **28 Baycrest Avenue, East Quogue** - Pursuant to the provisions of Article III Chapter 123 of the Code of the Town of Southampton § 280-A; and

WHEREAS, the Road Review Committee recommends that permission be granted to the Estate of Mary P. Hallinan to build one house on the property located on the western side of Baycrest Avenue, approximately 370 feet north of Squires Avenue, situate at East Quogue, as shown on a survey map prepared by Dolliver Land Surveying, dated February 20, 2015, comprising 10,000 sq. ft. **SUBJECT TO:**

1. It is recommended that the Town Engineer's office be contacted for a pre-construction site meeting prior to entering into a contract for the specified improvements. The Town Engineer's office (702-1750) shall also be notified 48 hours prior to the commencement of any specified work, especially the installation of drainage structures, construction of road base or laying of asphalt. Failure to contact the Town Engineer's office may lead to delays or additional costs in obtaining a sign-off to the Building Department for issuance of a Certificate of Occupancy.
2. The applicant shall be responsible for working around all utilities. It is recommended that all underground utilities be installed and major construction completed prior to paving.

Road Review Recommendation - Requirements A & B**Requirement A (to be completed by the first lot/or applicant)**

1. Stake out the right-of-way of Baycrest Avenue in 50' intervals, starting at the terminus of the existing asphalt pavement, approximately 250' north of Squires Avenue and continuing in a northerly direction along the unpaved road segment to the for a distance of approximately 250' to the next segment of existing asphalt pavement.
2. Sawcut the terminus of the existing asphalt on Baycrest Avenue to ensure a smooth transition between existing and proposed asphalt pavements as directed by the Town

Engineer.

3. Starting from the sawcut terminus of the existing asphalt, clear and widen Baycrest Ave. over the newly staked portion of the ROW for a width of 18' and a distance of approximately 250', as directed by the Town Engineer. Trim any overhanging branches to a height of 14'.
4. Utilize the existing cleared width to the fullest extent possible. Cleared and excavated materials shall be disposed of legally off site.
5. Starting from the sawcut terminus of the existing asphalt pavement, furnish, place, grade, and compact an RCA base course for a width of 18' and a distance of approximately 250', as directed by the Town Engineer to provide four (4) inches compacted RCA base with a 2" crown for this unpaved segment of the road.
6. Completely restore the shoulders along Baycrest Avenue upon the completion of road improvement work by placing topsoil and seed or ground up wood chips, as directed by the Town Engineer.
7. Submission of an executed Special Assessment District Covenant. It is recommended that you do not wait until the road work is completed to complete this document; it may be completed now, or prior to your road work being done.

This determination is valid for a period of one (1) year and imposing the normal conditions of obtaining a building permit within one year of approval is recommended.

Requirement B (to be completed by the second lot/or applicant)

1. Pave the newly installed RCA base on Baycrest Avenue completed under Requirement A with NYS Type 6 Top Mix asphalt to provide a minimum compacted thickness of 2" for a width of 18' and a distance of 250', as directed by the Town Engineer. Seal the seams where new and existing asphalt pavements meet with asphaltic sealant, as directed by the Town Engineer.
2. Completely restore the shoulders along Baycrest Avenue upon the completion of road improvement work by placing topsoil and seed or ground up wood chips, as directed by the Town Engineer.
3. Submission of an executed Special Assessment District Covenant. It is recommended that you do not wait until the road work is completed to complete this document; it may be completed now, or prior to your road work being done.

This determination is valid for a period of one (1) year and imposing the normal conditions of obtaining a building permit within one year of approval is recommended.

NOW, THEREFORE BE IT RESOLVED, that for the purpose of granting permission to build on a lot fronting on a private road, the specifications recommended by the Road Review Committee for a portion of **28 Baycrest Avenue**, situate in **East Quogue**, in connection with the application of **Estate of Mary P. Hallinan** are approved, pursuant to the provisions of Article III Chapter 123 of the Code of the Town of Southampton.

Financial Impact:

NONE

Ü Vote Record - Town Board Resolution RES-2015-504						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-505

Category: Real Estate & Easements
Sponsors: Supervisor Throne-Holst, Councilwoman Fleming
Department: Town Engineer

Road Review Application for Joshua & Rivca Wietschner, SCTM# 900-377-01-6.8 Situates at Quogue, is Accepted

WHEREAS, at the regular Road Review Committee meeting on **April 14, 2015** the Road Review Committee reviewed the application of **Joshua & Rivca Wietschner 900-377-01-6.8** for the purpose of granting permission to build on a lot fronting on or accessing **17 St. George Place, Quogue** - Pursuant to the provisions of Article III Chapter 123 of the Code of the Town of Southampton § 280-A; and

WHEREAS, the Road Review Committee recommends that permission be granted to Joshua & Rivca Wietschner to build one house on the property located on the eastern side of St. George Place, situate in Quogue, as shown on a survey map prepared by Squire, Holden, Weisenbacher & Smith, dated August 6, 2014, comprising 62,334 sq. ft. **SUBJECT TO:**

1. It is recommended that the Town Engineer's office be contacted for a pre-construction site meeting prior to entering into a contract for the specified improvements. The Town Engineer's office (702-1750) shall also be notified 48 hours prior to the commencement of any specified work, especially the installation of drainage structures, construction of road base or laying of asphalt. Failure to contact the Town Engineer's office may lead to delays or additional costs in obtaining a sign-off to the Building Department for issuance of a Certificate of Occupancy.
2. The applicant shall be responsible for working around all utilities. It is recommended that all underground utilities be installed and major construction completed prior to paving.
3. Upon completion of substantial building construction, call the Town Engineer's office for a road review inspection.
 - a. Repair all potholes and broken asphalt edges along St. George Place from Franklin Avenue to the applicant's south property line, as directed by the Town Engineer. Typically, repairs will involve: saw cut around potholes, excavate unsuitable materials, fill repaired areas with 4" of compacted RCA and patch with NYS Type 6 asphalt to provide a minimum compacted thickness of 2" of asphalt.
 - b. Completely clean all debris, sand, soil, etc. from the interior of the four (4) leaching catch basins, as directed by the Town Engineer.
 - c. Cleared and excavated materials shall be disposed of legally off site.
4. Seal the seams where new and existing asphalt pavements meet with asphaltic sealant, as directed by the Town Engineer.

5. Trim overhanging vegetation along St. George Place from Franklin Avenue to the applicant's south property line to a height of 14' and a width of 14', as directed by the Town Engineer.
6. Submission of an executed Special Assessment District Covenant. It is recommended that you do not wait until the road work is completed to complete this document; it may be completed now, or prior to your road work being done.

This determination is valid for a period of one (1) year and imposing the normal conditions of obtaining a building permit within one year of approval is recommended.

NOW, THEREFORE BE IT RESOLVED, that for the purpose of granting permission to build on a lot fronting on a private road, the specifications recommended by the Road Review Committee for a portion of **17 St. George Place**, situate in **Quiogue**, in connection with the application of **Joshua & Rivca Wietschner** are approved, pursuant to the provisions of Article III Chapter 123 of the Code of the Town of Southampton.

Financial Impact:

NONE

Ü Vote Record - Town Board Resolution RES-2015-505						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

VII. Closing